TOWN OF SOUTHBOROUGH

TOWN MEETING

1990 THRU 1993

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At the Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Monday, April 23, 1990 at 7:00 P.M., the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum, (537) voters were present).

Checkers: Janet M.E. Mattioli Lidia A Kiley
Susanne S. Dumont Lois W. Denman

The Meeting was called to order at (7:32 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Betty J. Davis	17 Lyman Street
Wayne A. Gates	94 Oak Hill Road
Frederick S. Smith, III	11 Foley Drive
Edward J. McCarthy	181 Cordaville Road

A moment of silence was observed in memory of those people that have served the Town in the past and this year particularly, in memory of Lorraine C. Keller and Sereno W. Johnson.

Moderator Wilson asked everyone to remain standing as the Girl Scouts came down to present the Colors led by Elma M. Stipe and the Honor Guard of Tricia Possemato, Joanna Steele, Lynne Schiebe, Katie and Beth Cartier and Freida Harper.

Moderator Wilson had requests from the following non-voters to attend the Annual Town Meeting:

Robert E. Melican, Asst. Superintendent of Schools.
Laurie Sugarman-Whittier- Southborough Youth Commission.
Ellen Piontek- Southborough Youth Commission.
Dennis M. DiSalvo, Superintendent of Southborough Schools.
Perry P. Davis, Asst. Superintendent of Schools.

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area-with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Town Meeting by the Constable.

It was voted Unanimously to waive the reading of the Warrant.

ARTICLE 1: To hear reports of the various Town Officers and Committees and to take such action thereon as the Town may vote.

ADVISORY COMMITTEE: Chairman, Carl Kooyoomjian reported on LOCAL AID and LEVEL FUNDING.

ASSABET VALLEY REGIONAL VOCATIONAL SCHOOL DISTRICT COMMITTEEMAN: James B. Denman presented a RESOLUTION for Annual Town Meeting, 1990 (Non-Binding) as follows:

That the Town Meeting direct its Senator and Representative in the General Court, through the Board of Selectmen, to work aggressively to ensure that:

a. No more local or school aid be withheld from towns and regional schools in Fiscal year 1990 and

b. Local and school state aid be restored at least to the Fiscal Year 1989 level for the Fiscal Year 1991.

c. These provisions cover all elements of state aid paid under Chapter 70 and Chapter 71 of the General Laws of the Commonwealth of Massachusetts.

VOTED UNANIMOUSLY: To accept the reports of the various Town Officers and Committees as read.

ARTICLE 2: To see if the Town will vote to extend the terms by one year of the Town Government Study Committee (created by Article 49, ATM 1989), or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 3: To see if the Town will vote to fix for the fiscal year beginning July 1, 1990 and ending June 30, 1991, the annual salary compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	25.00	Board of Health (3)	450.00
Town Clerk	10,000.00	Water Commissioners (3)	450.00
Selectmen (3)	3,000.00	Cemetery Commissioners (3)	150.00
Assessors (3)	1,500.00	Tree Warden	25.00
School Committee (5)	500.00		

or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $16,100.00 for the fiscal year beginning July 1, 1990 and ending June 30, 1991, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	25.00	Board of Health (3)	450.00
Town Clerk	10,000.00	Water Commissioners (3)	450.00
Selectmen (3)	3,000.00	Cemetery Commissioners (3)	150.00
Assessors (3)	1,500.00	Tree Warden	25.00
School Committee (5)	500.00		

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 4: To see if the Town will vote to accept any sum of money from St. Mark's School, Fay School, Harvard Medical School New England Regional Primate Research Center, Harvard Community Health Plan, L'Abri Fellowship, and any other contributor and deposit same amount in Estimated Receipts Account, and determine what disposition shall be made of the same, if accepted, or do or act anything in relation thereto.

MOTION MADE: That the Town accept any sum of money from St. Mark's School, Fay School, Harvard Medical School New England Regional Primate Research Center, New England School for Autism, L'bri Fellowship, and any other contributor and deposit same amount in Estimated Receipts account, and determine what disposition shall be made of the same, if accepted.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 5: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow from time to time in anticipation of revenue of the financial year beginning July 1, 1990 in accordance with the provisions of General Laws, Chapter 44, and to issue a note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Sections 17, or do or act anything in relation thereto.

MOTION: (as stated in the words of the Article) VOTED UNANIMOUSLY.

MOTION MADE: To move forward ARTICLE 47 before ARTICLE 6.

MOTION: (as stated above) PASSED BY MAJORITY VOTE.

ARTICLE 47: To see if the Town will vote to accept the provisions of Section 41 of Chapter 653 of the Acts of 1989 regarding quarterly tax bills, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 6: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate a sum of money to be used for expenses incurred for Municipal Bonds or State House notes issued by the Town in the fiscal year beginning July 1, 1990 and ending June 30, 1991, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $1,500.00 to be used for expenses incurred for Municipal Bonds or State House notes issued by the Town in the fiscal year beginning July 1, 1990 and ending June 30, 1991.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 7: To hear the report of the Capital Budget Planning Committee, or do or act anything in relation thereto.

VOTED UNANIMOUSLY: To hear the report of the Capital Budget Planning Committee.

ARTICLE 8: To see if the Town will vote to amend the Personnel Salary Administration Plan, Chapter 31 Personnel of the Code of the Town of Southborough, as follows:

(1) Section 12. Employee Benefits, subsection B. Vacations with pay, add at end of subsection (2): "Vacations must be taken in the fiscal year in which they are due, and shall not accumulate from year to year."

(2) Delete Section 22, and inserting the following:

SECTION 22. POSITION CLASSES, SALARY, WAGE AND MISCELLANEOUS SCHEDULE

SCHEDULE A

CLASS	GRADE
Page, Library	3
Clerk, Library	5
Clerk, Recreation	5
Maintenance Custodian	5
Secretary I, Town Committee	8
Police Dispatcher (part time)	8
Library Assistant	8
Reserve Police Officer (part time)	9
Animal Control Officer	10
Administrative Secretary, Conservation Commission	10
Prevention Coordinator, Youth Commission	12
Tree Warden	12
Program Director, Recreation Commission	13
Cemetery Superintendent	13
Town Accountant	15
Agent, Board of Health	15
Youth Director, Youth Commission	15
Building Inspector	15
Assistant Assessor/Appraiser	15
Treasurer/Collector	16
Librarian	16
Water Superintendent	16
Town Planner	18
Highway Superintendent	18
Administrative Assistant	20
Police Chief	20
Fire Chief	20

SCHEDULE B SALARY SCHEDULE

GRADE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
20	41,830	43,618	45,408	47,269	49,207	51,225
19	39,462	41,149	42,838	44,594	46,422	48,326
18	37,227	38,820	40,413	42,068	43,794	45,591
17	35,120	36,623	38,125	39,687	41,315	43,010
16	32,824	34,226	35,631	37,093	38,613	40,195
15	30,392	31,692	32,991	34,344	35,752	37,218
14	27,883	29,076	30,267	31,509	32,801	34,145
13	25,346	26,431	27,515	28,644	29,818	31,041
12	22,835	23,813	24,789	25,806	26,863	27,965
11	10.55	11.00	11.46	11.93	12.41	12.92
10	9.53	9.93	10.34	10.76	11.20	11.66
9	8.99	9.37	9.75	10.15	10.56	11.00
8	8.55	8.93	9.30	9.68	10.07	10.48
7	8.16	8.50	8.85	9.20	9.58	9.97
6	7.78	8.10	8.42	8.77	9.14	9.51
5	7.38	7.71	8.02	8.35	8.69	9.05
4	7.04	7.34	7.65	7.95	8.28	8.62
3	6.71	6.99	7.28	7.57	7.89	8.20

(continued)

Longevity Pay For Full-Time Continuous Employment
20 Hours or More

After 5 years.....$250 per annum
After 10 years.....$350 per annum
After 15 years.....$450 per annum

SCHEDULE C
MISCELLANEOUS PUBLIC SAFETY COMPENSATION (NOT COVERED BY COLLECTIVE BARGAINING)

FIRE DEPARTMENT	Brush & Forest Fire Hourly	Annual Call Pay
Call Deputy Fire Chief	14.46	$1,744.55
Call Fire Captain	11.40	1,057.99
Call Fire Lieutenant	10.22	885.40
Call Fire Fighter 1	9.02	712.82
Call Fire Fighter 2	4.52	357.67

When a call fire fighter works in place of a permanent fire fighter he is reimbursed on an hourly basis equal to the first step of a permanent fire fighter.

SCHEDULE D MISCELLANEOUS COMPENSATION SCHEDULE

General Group

Arts Center Director.....(Annual) 7,510.91
Animal Inspector (P.T.).....(Annual) 467.71
Civil Defense.....(Annual) 624.03
Clerk, Board of Registrars (P.T.).....(Annual) 1,245.56
Election Warden (P.T.).....(Hourly) 7.14
Election Worker (P.T.).....(Hourly) 6.11
Registrar of Voters (P.T.).....(Annual) 156.33
Slaughtering Inspector (P.T.).....(Annual) 467.71
Town Counsel (P.T.).....(Annual) (plus fees) 1,295.59
Veterans' Agent and
Director of Veterans' Services.....(Annual) 5,610.05 - 6,231.57 - 6,853.10 - 7,477.14
Summer Program Assistant, Youth Commission.....(Hourly) 6.56
Seasonal Laborer.....(Hourly) 5.24 - 5.40 - 5.54
Library Page (P.T.).....(Hourly) 5.24 - 5.40 - 5.54
Playground Supervisors.....(Hourly) 7.37 -10.32
Playground Aides.....(Hourly) 3.70

Swimming Director.....(Hourly) 11.80 - 14.76
Swimming Instructors.....(Hourly) 5.90 - 10.32
Swimming Aide.....(Hourly) 3.70 - 5.90
Tennis Coordinator.....(Annual) 368.92
Tennis Instructor.....(Annual) 368.92
Skating Aide.....(Hourly) 7.37
Wiring Inspector.....(Annual) 8,753.97
Sealer of Weights & Measures.....(Annual) 625.85

or do or act anything in relation thereto.

MOTION MADE: To correct SECTION 22, Schedule A, Class, BUILDING INSPECTOR and ASSISTANT ASSESSOR/ APPRAISER, Grade 15 to read: BUILDING INSPECTOR and ASSISTANT ASSESSOR/ APPRAISER, Grade 16.

MOTION (as stated above) PASSED by MAJORITY VOTE.

MOTION MADE: To increase any starting wage below $3.80 per hour to the Federal minimum wage of $3.80 per hour. Should the State minimum wage be raised above $3.80, the minimum will be raised to the State minimum, whichever is higher.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

(continued)

MAIN MOTION(as amended) MADE: To amend the Personnel Salary Administration Plan, Chapter 31 Personnel of the Code of the Town of Southborough as follows:

(1) Section 12. Employee Benefits, subsection B. Vacations with pay, add at end of subsection (2): "Vacations must be taken in the fiscal year in which they are due, and shall not accumulate from year to year."

(2) Delete Section 22, and inserting the following:

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Youth Director, Youth Commission	15
Building Inspector	16
Assistant Assessor/Appraiser	16
Treasurer/Collector	16
Librarian	16
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(continued)

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Tennis Instructor.....(Annual) 368.92
Skating Aide.....(Hourly) 7.37
Wiring Inspector.....(Annual) 8,753.97
Sealer of Weights & Measures.....(Annual) 625.85

MAIN MOTION (as amended): PASSED by MAJORITY VOTE.

ARTICLE 9: To see if the Town will vote to raise a sum of money not to exceed the sum of $10,126,092.00 as may be necessary, for the Town's use, and make appropriations of the same; or do or act anything in relation thereto.

MOTION MADE: That the Town vote to raise a sum of money not to exceed the sum of $10,126,092.00 as may be necessary, for the town's use, and make appropriations of the same.

MOTION: To divide the question.

MOTION: To take an umbrella vote on those budgets which do not have a hold on them. This one vote will have the effect of voting each separately.

MOTION: That the Town vote a sum of $9,838,383.00 for the operation of the General Government as follows:

Transfer from Cemetery Reserve to be applied to the Cemetery Budget $15,000.00.

Transfer from Overlay Reserve $25,000.00.

MOTION: That the balance of $9,798,383.00 be raised and appropriated.

VOTED UNANIMOUSLY: To raise a sum of money not to exceed the sum of $10,126,092.00 as may be necessary, for the Town's use, and make appropriations of the same.

To divide the question.

To take an umbrella vote on those budgets which do not have a hold on them. This one vote will have the effect of voting each separately.

That the Town vote a sum of $9,838,383.00 for the operation of the General Government as follows:

Transfer from Cemetery Reserve to be applied to the Cemetery Budget $15,000.00.

Transfer from Overlay Reserve $25,000.00.

That the balance of $9,798,383.00 be raised and appropriated, as follows:

TOWN ADMINISTRATION

BUDGET NAME	FY 1991 REQUEST	
135 TOWN ACCOUNTANT		
110 Salaries	40,409.00	
100 Total Personal Services	40,409.00	
302 Prof. Services	9,180.00	
304 Medical Exams		
342 Legal Notices	50.00	
200 Total Purchase of Services	9,230.00	
420 Office Supplies	0	
400 Total Supplies	0	
700 Other Charges	640.00	
800 Capital Outlay	0	
TOTAL	**50,279.00**	48,332.00
		-7,000.00
		* 41,332.00

*MOTION MADE: To reduce the Town Accountant Budget by $7,000.00 from $48,332.00 to $41,332.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

14 MODERATOR

700 Other Charges	60.00
TOTAL	60.00

MODERATOR budget PASSED by MAJORITY VOTE as is, $60.00.

145 TREASURER/COLLECTOR

110 Salaries	104,301.00
100 Total Personal Services	104,301.00
303 Tax Title Legal	200.00
342 Legal Notices	0
380 Contracted Services	1,500.00
381 Note Certification	200.00
382 Bank Service Chg.	10,000.00
200 Total Purchase of Services	11,900.00
420 Office Supplies	5,000.00
400 Total Supplies	5,000.00
700 Other Charges	2,500.00
800 Capital Outlay	0
TOTAL	123,701.00

TREASURER/COLLECTOR budget VOTED UNANIMOUSLY as is, $123,701.00.

141 ASSESSORS

110 Salaries	81,826.00
100 Total Personal Services	81,826.00
581 Maps	0
582 Deeds & Plans	500.00
200 Total Purchase of Services	500.00
420 Office Supplies	400.00
400 Total Supplies	400.00
700 Other Charges	4,150.00
800 Capital Outlay	0
TOTAL	86,876.00

ASSESSORS budget VOTED UNANIMOUSLY as is, $86,876.00.

119 ADVISORY COMMITTEE

700 Other Charges	115.00
TOTAL	115.00

ADVISORY COMMITTEE budget PASSED by MAJORITY VOTE, as is, $115.00.

161 TOWN CLERK

110 Salaries	24,978.00
100 Total Personal Services	24,978.00
240 Equipment Repair	0
304 Medical Exams	0
346 Report of Vital Statistics	180.00
421 Storage of Microfilm	50.00
583 Dog Licenses	500.00
200 Total Purchase of Services	730.00
420 Office Supplies	300.00
400 Total Supplies	300.00
700 Other Charges	860.00
800 Capital Outlay	60.00
TOTAL	26,928.00
	-2,816.00
	* 24,112.00

* MOTION MADE: To reduce the TOWN CLERKS budget by $2,816.00 should read $24,112.00.
MOTION: (as stated above) VOTED UNANIMOUSLY.

162 ELECTIONS & REGISTRATION

110 Salaries	33,356.00
100 Total Personal Services	33,356.00
240 Equipment Repair	75.00
343 Street Listings	4,400.00
580 Town Meeting Expenses	800.00
200 Total Purchase of Services	5,275.00
420 Office Supplies	800.00
400 Total Supplies	800.00
700 Other Charges	1,538.00
800 Capital Outlay	0
TOTAL	40,969.00

ELECTIONS & REGISTRATION budget VOTED UNANIMOUSLY as is, $40,969.00.

175 PLANNING BOARD

110 Salaries	53,475.00
100 Total Personal Services	53,475.00
304 Medical Exams	0
340 Printing Services	200.00
342 Legal Notices	500.00
380 Contracted Services	0
200 Total Purchase of Services	700.00
420 Office Supplies	150.00
400 Total Supplies	150.00
700 Other Charges	315.00
800 Capital Outlay	0
TOTAL	54,640.00

PLANNING BOARD budget VOTED UNANIMOUSLY as is, $54.640.00.

152 PERSONNEL BOARD

110 Salaries	1,215.00
100 Total Personal Services	1,215.00
700 Other Charges	20.00
TOTAL	1,235.00
	- 69.00
	* 1,166.00

*MOTION MADE: To reduce the PERSONNEL BOARD budget by $69.00, should read $1,166.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

GENERAL ADMINISTRATION

110 Salaries	126,336.00
100 Total Personal Services	126,336.00
210 Electricity-street lights	81,000.00
210 Electricity	7,760.00
212 Heat	7,000.00
230 Water	310.00
244 Building Maint. & Repair	8,000.00
247 Grounds Maintenance	3,000.00
253 Computer Services	22,000.00
273 Postage Meter Rental	450.00
304 Medical Exams	500.00
308 Legal	36,000.00
340 Printing	5,000.00
341 Telephone	10,406.00
342 Legal Notices	1,200.00
344 Postage	12,300.00
380 Contracted Services	41,340.00
200 Total Purchase of Services	236,266.00

(continued)

(cont.; General Admin.)

420 Office Supplies	5,170.00
421 Storage of Microfilm	0
422 Photocopying Supplies	2,500.00
481 Gasoline	35,300.00
510 Books	0
584 Computer Supplies	3,645.00
599 Service Supplies	0
400 Total Supplies	46,615.00
700 Other charges	8,440.00
800 Capital Outlay	0
TOTAL	417,657.00
	- 1,500.00
	* 416,157.00

*MOTION MADE: To reduce the GENERAL ADMINISTRATION budget by $1,500.00 should read, $416,157.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

INSURANCE

170 Blue-Cross - Health	202,829.00
171 HMO - Health	102,229.00
172 Group Life Insurance	4,450.00
173 Dental - Health	43,545.00
174 Workers' Compensation	100,254.00
746 Police/Fire Accident	6,334.00
751 Medicare	23,976.00
Trust Fund - Unemployment	4,000.00
100 Total Personal Services	487,618.00
301 Consulting Services	11,000.00
200 Total Purchase of Services	11,000.00
740 Auto Insurance	38,862.00
741 Boiler Insurance	1,276.00
742 General Liability	64,060.00
743 Public Officials	3,500.00
744 School Committee	3,342.00
745 Police Liability	16,143.00
747 Fire/EMT Liability	5,056.00
749 Fidelity and Crime	0
750 Youth Director	721.00
700 Total Other Charges	132,960.00
TOTAL	631,578.00
	-24,551.00
	*$607,027.00

*MOTION MADE: To reduce the INSURANCE budget by $24,551.00, should read $607,027.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

PUBLIC SAFETY

210 POLICE DEPARTMENT

110 Salaries	585,203.00
190 Employee Allowance	9,000.00
100 Total Personal Services	594,203.00
210 Electricity	3,000.00
211 Heat & Oil	4,000.00
230 Water	150.00
241 Vehicle Maint. & Repair	3,000.00
242 Radio Repair	2,000.00
243 Service Equipment	2,000.00
304 Medical Exams	350.00
341 Telephone	5,000.00
342 Legal Notices	100.00
344 Postage	450.00
200 Total Purchase of Services	20,050.00
599 Service Supplies	1,200.00
500 Total Supplies	1,200.00

(Continued)

(cont., Police)

700 Other Charges	7,350.00
800 Capital Outlay	4,000.00
TOTAL	626,803.00
	- 35,204.00
	* 591,599.00

*MOTION MADE: To reduce the POLICE DEPARTMENT budget by $35,204.00 should read, $591,599.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

220 FIRE DEPARTMENT

110 Salaries	416,535.00
190 Employee Allowance	8,300.00
100 Total Personal Services	424,835.00
210 Electricity	6,000.00
211 Heat & Oil	2,800.00
230 Water	220.00
241 Vehicle Maintenance & Repair	6,500.00
243 Service Equipment	4,000.00
244 Building Maintenance & Rep	3,500.00
341 Telephone	4,200.00
200 Total Purchase of Services	27,220.00
420 Office Supplies	800.00
480 Grease & Oil	700.00
599 Service Supplies	3,500.00
400 Total Supplies	5,000.00
700 Other Charges	3,900.00
800 Capital Outlay	12,000.00
TOTAL	472,955.00
	-12,926.00
	* 460,029.00

*MOTION MADE: To reduce the FIRE DEPARTMENT budget by $12,926.00 should read, $460,029.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

241 BUILDING DEPARTEMENT

110 Salaries	47,099.00
100 Total Personal Services	47,099.00
380 Contracted Services	0
200 Total Purchase of Services	0
420 Office Supplies	0
530 Building Supplies	250.00
400 Total Supplies	250.00
700 Other Charges	3,930.00
800 Capital Outlay	0
TOTAL	51,279.00

BUILDING DEPARTMENT budget PASSED by MAJORITY VOTE as is, $51,279.00.

245 WIRING INSPECTOR

110 Salaries	8,753.00
100 Total Personal Services	8,753.00

WIRING INSPECTOR budget PASSED by MAJORITY VOTE as is, $8,753.00.

243 PLUMBING INSPECTOR

110 Salaries	6,000.00
100 Total Personal Services	6,000.00

PLUMBING INSPECTOR budget VOTED UNANIMOUSLY as is, $6,000.00.

292 ANIMAL CONTROL OFFICER

110 Salaries	23,781.00
100 Total Personal Services	23,781.00
270 Facility Rental	3,000.00
341 Telephone	75.00
383 Care & Destruction	500.00
200 Total Purchase of Services	3,575.00
420 Office Supplies	50.00
599 Service Supplies	100.00
400 Total Supplies	150.00
700 Other Charges	882.00
800 Capital Outlay	0
TOTAL	28,388.00
	- 2,020.00
	* 26,368.00

*MOTION MADE: To reduce the ANIMAL CONTROL OFFICER budget by $2,020.00 should read, $26,368.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

291 CIVIL DEFENSE

110 Salaries	710.00
100 Total Personal Services	710.00
245 Equipment Repairs	250.00
341 Telephone	400.00
200 Total Purchase of Services	650.00
700 Other Charges	750.00
800 Capital Outlay	0
TOTAL	2,110.00
	- 221.00
	* 1,889.00

*MOTION MADE: To reduce the CIVIL DEFENSE budget by $221.00 should read, $1,889.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

247 ANIMAL INSPECTOR

110 Salaries	467.00
100 Total Personal Services	467.00
420 Office Supplies	10.00
400 Total Purchase of Supplies	10.00
700 Other Charges	0
TOTAL	477.00

ANIMAL INSPECTOR budget VOTED UNANIMOUSLY as is, $477.00.

PUBLIC WORKS

491 CEMETERY DEPARTMENT

110	Salaries	56,820.00
190	Employee Allowance	400.00
100	Total Personal Services	57,220.00
210	Electricity	500.00
211	Heat & Oil	810.00
230	Water	500.00
241	Vehicle Maint. & Repair	600.00
244	Building Maint. & Repair	400.00
245	Equipment Repairs	350.00
304	Medical Exams	250.00
341	Telephone	500.00
342	Legal Notices	125.00
344	Postage	65.00
200	Total Purchase of Services	4,100.00
420	Office Supplies	0
599	Service Supplies	975.00
400	Total Supplies	975.00
700	Other Charges	0
800	Capital Outlay	0
TOTAL		62,295.00
		-20,626.00
	*	41,669.00

*MOTION MADE: To reduce the CEMETERY DEPARTMENT budget by $20,626.00 should read, $41,669.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

420 HIGHWAY DEPARTMENT

110	Salaries	336,337.00
190	Employee Allowance	4,600.00
100	Total Personal Services	340,937.00
210	Electricity	4,000.00
211	Heat & Oil	4,000.00
230	Water	200.00
242	Radio Repair	300.00
244	Building Maint. & Repair	4,500.00
245	Equipment Repairs	4,000.00
246	Traffic Signal Maintenance	2,000.00
271	Equipment Rental	3,000.00
272	Equipment Lease Purchase	0
290	Weather Service Incl. Sno	11,375.00
292	Rubbish Removal	0
293	Refuse Disposal	120,000.00
341	Telephone	2,200.00
342	Legal Notices	300.00
344	Postage	50.00
345	Advertising	50.00
200	Total Purchase of Services	155,975.00
420	Office Supplies	600.00
480	Grease & Oil	1,500.00
490	Meals, Snow	500.00
531	Highway Paint	7,100.00
532	Parts	20,000.00
533	Garage Equipment	500.00
534	Gravel, Stone & Fill	1,000.00
535	Salt Salt & S	28,000.00
536	Sand	16,250.00
537	Bituminous	3,000.00
538	Signs	2,500.00
539	Drainage Material	3,500.00
540	Guard Rail	1,000.00
541	Small Tools	1,300.00
542	DPW Service Supplies	3,000.00
400	Total Supplies	89,750.00
700	Other Charges	1,220.00
841	Maintain Town Roads	0
851	Construction Equipment	2,500.00
852	Radio Purchase	1,500.00
800	Total Capital Outlay	4,000.00

(continued)

(CONT., HIGHWAY DEPT.)

TOTAL	591,882.00
	- 50,736.00
	* 541,146.00

*MOTION MADE: To reduce the HIGHWAY DEPARTMENT budget by $50,736.00 should read $541,146.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

451 WATER DEPARTMENT

110	Salaries	211,748.00
190	Employee Allowance	2,770.00
	Pension	15,654.00
	Work Comp.	10,272.00
	Employee Insurance	14,279.00
100	Total Personal Services	254,723.00
210	Electricity	24,642.00
211	Heat	1,000.00
241	Vehicle Maint. & Repair	3,000.00
242	Radio Repair	800.00
244	Building Maint. & Repair	4,000.00
249	Small Engine Repairs	300.00
250	Meter Repairs	1,000.00
251	Hydrant Repairs	4,000.00
252	Compressor Repairs	400.00
271	Equipment Rental	500.00
295	Service Connection	8,000.00
296	MDC Payment	92,870.00
297	Snow Removal Not by Emp	1,000.00
304	Medical Exams	75.00
341	Telephone	2,640.00
342	Legal Notices	300.00
344	Postage	1,693.00
345	Advertising	300.00
380	Misc Contracted Services	11,000.00
200	Total Purchase of Services	157,520.00
410	Propane	2,100.00
420	Office Supplies	2,085.00
541	Small Tools	1,200.00
543	Pipes & Fittings	5,500.00
544	Meters & Fittings	5,500.00
545	Stat Supplies/Pumping Stat	7,800.00
400	Total Supplies	24,185.00
700	Other Charges	2,950.00
800	Capital Outlay	3,500.00
TOTAL		442,878.00

WATER DEPARTMENT budget VOTED UNANIMOUSLY as is, $442,878.00.

248 INSECT/PEST CONTROL

110	Salaries	10,887.00
100	Total Personal Services	10,887.00
245	Equipment Repairs	500.00
306	Pest Control Services	7,000.00
200	Total Purchase of Services	7,500.00
400	Service Supplies	500.00
400	Total Supplies	500.00
800	Capital Outlay	500.00
TOTAL		19,387.00
		- 966.00
		* 18,421.00

*MOTION MADE: To reduce the INSECT/PEST CONTROL budget by $966.00 should read $18,421.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

294 TREE WARDEN

110	Salaries	14,873.00
190	Employee Allowance	100.00
100	Total Personal Services	14,973.00
245	Equipment Repairs	500.00
305	Tree Experts	8,000.00
345	Advertising	100.00
200	Total Purchase of Services	8,600.00
400	Service Supplies	500.00
400	Total Supplies	500.00
700	Other Charges	610.00
800	Capital Outlay	1,000.00
TOTAL		25,683.00
		- 2,229.00
		* 23,454.00

*MOTION MADE: To reduce the TREE WARDEN budget by $2,229.00 should read, $23,454.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

HEALTH and WELFARE

511 BOARD OF HEALTH

110	Salaries	51,807.00
100	Total Personal Services	51,807.00
292	Rubbish Removal	0
294	Septage Disposal	13,000.00
307	Nursing Services	4,500.00
345	Advertising	1,200.00
	Inspectors	0
200	Total Purchase of Services	18,700.00
420	Office Supplies	0
599	Service Supplies	100.00
400	Total Supplies	100.00
700	Other Charges	2,527.00
800	Capital Outlay	50.00
TOTAL		73,184.00
		- 3,139.00
		* 70,045.00

*MOTION MADE: To reduce the BOARD OF HEALTH budget by $3,139.00 should read, $70,045.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

543 VETERANS' SERVICES

110	Salaries	7,477.00
100	Total Personal Services	7,477.00
420	Office Supplies	0
400	Total Supplies	0
700	Other Charges	12,300.00
TOTAL		19,777.00

VETERANS' SERVICES budget PASSED by MAJORITY VOTE as is, $19,777.00.

632 YOUTH COMMISSION

110 Salaries	63,670.00
100 Total Personal Services	63,670.00
380 Contracted Services	7,609.00
200 Total Purchase of Services	7,609.00
420 Office Supplies	350.00
599 Service Supplies	0
400 Total Supplies	350.00
700 Other Charges	2,075.00
800 Capital Outlay	0
TOTAL	73,704.00
	- 3,175.00
*	70,529.00

*MOTION MADE: To reduce the YOUTH COMMISSION budget by $3,175.00 should read, $70,529.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

541 COUNCIL ON AGING

380 Misc. Contracted Services	4,100.00
200 Total Purchase of Supplies	4,100.00
599 Service Supplies	500.00
400 Total Supplies	500.00
TOTAL	4,600.00

COUNCIL ON AGING budget VOTED UNANIMOUSLY as is, $4,600.00

CULTURE and RECREATION

610 LIBRARY

110 Salaries	117,444.00
100 Total Personal Services	117,444.00
210 Electricity	8,500.00
211 Heat and Oil	4,000.00
230 Water	150.00
244 Building Maintenance	4,000.00
245 Equipment Repairs	1,200.00
341 Telephone	1,700.00
200 Total Purchase of Services	19,550.00
420 Office Supplies	1,500.00
510 Books	15,789.00
511 Audio-visual	300.00
599 Service Supplies	0
400 Total Supplies	17,589.00
700 Other Charges	250.00
800 Capital Outlay	0
TOTAL	154,833.00

MOTION MADE: To reduce the LIBRARY budget by $4,038.00, should read, $150,795.00.

MOTION: (as stated above) DEFEATED UNANIMOUSLY.

LIBRARY budget PASSED by MAJORITY VOTE as is, $154,833.00.

631 RECREATION

110 Salaries	25,320.00
100 Total Personal Services	25,320.00
247 Grounds Maintenance	275.00
271 Equipment Rental	100.00
345 Advertising	50.00
380 Contracted Services	3,375.00
200 Total Purchase of Services	3,800.00
420 Office Supplies	600.00
599 Service Supplies	375.00
400 Total Supplies	975.00
700 Other Charges	950.00
800 Capital Outlay	0
TOTAL	31,045.00

RECREATION budget VOTED UNANIMOUSLY as is, $31,045.00.

171 CONSERVATION COMMISSION

110 Salaries	8,480.00
100 Total Personal Services	8,480.00
245 Equipment Repairs	0
247 Grounds Maintenance	800.00
274 P O Box Rental	5.00
344 Postage	15.00
380 Misc. Contracted Ser.	0
200 Total Purchase of Services	820.00
420 Office Supplies	50.00
400 Total Supplies	50.00
700 Other Charges	200.00
800 Capital Outlay	0
TOTAL	9,550.00

CONSERVATION COMMISSION budget VOTED UNANIMOUSLY as is, $9,550.00.

633 HISTORICAL COMMISSION

420 Office Supplies	300.00
341 Telephone	0
400 Total Supplies	300.00
700 Other Charges	200.00
TOTAL	500.00
	-70.00
	* 430.00

*MOTION MADE: To reduce the HISTORICAL COMMISSION budget by $70.00 should read, $430.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

DEBT and INTEREST

750 INTEREST ON DEBT

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	25,020.00
Fire Equipment	0
BONDS:	
Library	82,030.00
900 Debt Service	107,050.00

INTEREST ON DEBT budget VOTED UNANIMOUSLY as is, $107,050.00.

710 DEBT SERVICE

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	80,000.00
Fire Equipment	0
BONDS:	
Library	130,000.00
900 Debt Service	210,000.00

DEBT SERVICE budget VOTED UNANIMOUSLY as is, $210,000.00.

RESERVE FUND	75,000.00

RESERVE FUND budget VOTED UNANIMOUSLY as is, $75,000.00.

SCHOOL DEPARTMENT

SOUTHBOROUGH SCHOOLS

REGULAR DAY PROGRAMS	
Administration	
School Committee	12,100.00
Superintendent's Office	117,067.00
Instruction	
Supervision	32,900.00
Principal's Office	213,570.00
Teaching	2,115,028.00
Textbooks	29,431.00
Library Services	70,524.00
Audio/Visual Services	9,191.00
Guidance	59,603.00
Other School Services	
Personnel	500.00
Health	47,495.00
Transportation	120,555.00
School Food	0
Student Body Activities	12,100.00
Operation/Maintenance of Plants	
Operation	329,997.00
Maintenance	53,255.00

(Continued)

(CONT., Southborough Schools)

Acquisition of Fixed Assets	
New Equipment	12,422.00
Equip. Maintenance	7,738.00
TOTAL REGULAR DAY PROGRAMS	3,243,476.00
SPECIAL EDUCATION PROGRAMS	
Instruction	
Supervision	63,597.00
Teaching	258,867.00
Psychological Serv.	47,886.00
Other School Services	
Health (OT/PT Services)	25,300.00
Transportation within District	3,604.00
Operation/Maintenance of Plants	
Operation	1,000.00
Maintenance	300.00
Acquisition of Fixed Assets	
New Equipment	644.00
Programs with Other Systems	
Out of District	84,335.00
Member of Collaboratives	73,370.00
TOTAL SPECIAL ED. PROGRAMS	558,903.00
GRAND TOTAL, REG. & SPECIAL ED.	3,802,379.00
VOCATIONAL EDUCATION	
Tuition	0
TOTAL VOCATIONAL EDUCATION	0
SALARY ADJUSTMENTS	161,709.00
GRAND TOTAL, ALL BUDGETS	3,964,088.00
	- 99,767.00
	*3,864,321.00

*MOTION MADE: To reduce the SOUTHBOROUGH SCHOOLS budget by $99,767.00 should read, $3,864,321.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ALGONQUIN REGIONAL HIGH SCHOOL

REGULAR DAY PROGRAMS	
Administration	
School Committee	22,300.00
Treasurer's Services	15,515.00
Supt's Office	117,867.00
Instruction	
Supervision	20,250.00
Principal's Office	425,178.00
Teaching	2,682,549.00
Textbooks	20,550.00
Library Services	87,789.00
Audio/Visual Services	12,897.00
Guidance	202,130.00
Other School Services	
Health	23,885.00
Transportation	371,839.00
Student Body Activities	42,846.00
Operation/Maintenance of Plants	
Operation	365,792.00
Maintenance	130,779.00

(Continued)

(Cont., Algonquin Regional High School)

Fixed Charges			
Employee Retirement		60,500.00	
Insurance		357,600.00	
Short Term Debt		5,000.00	
Acquisition of Fixed Assets			
New Equipment		25,000.00	
Equip. Replacement		22,046.00	
Salary Adjustments		151,606.00	
Athletic Account		176,611.00	
TOTAL REGULAR DAY PROGRAMS		5,340,529.00	
SPECIAL EDUCATION PROGRAMS			
Instruction			
Supervision		28,570.00	
Teaching		159,604.00	
Textbooks		200.00	
Psychological Services		36,708.00	
Other School Services			
Health (OT/PT Services)		1,300.00	
Transportation		16,000.00	
Operation/Maintenance of Plants			
Maintenance		250.00	
Programs with Other Systems			
Out of District		35,578.00	
Member of Collaboratives		86,763.00	
TOTAL SPECIAL ED. PROGRAMS		364,973.00	
GRAND TOTAL, REG. & SPECIAL ED		5,705,502.00	
GRAND TOTAL 1991 OPERATING BUDGET			
Regular Day Programs		5,163,918.00	
Special Education Programs		364,973.00	
Athletics		176,611.00	
TOTAL		5,705,502.00	
Less - (1991)			
Anticipated Transportation Reimbursement		314,000.00	
Anticipated Regional School Aid		629,195.00	
Anticipated Chapter 70 Aid		328,000.00	
Transfer from E & D		75,000.00	
Transfer from FY90 Budget		60,000.00	
			1,406,195.00
TOTAL NET OPERATING BUDGET			4,299,307.00
MATURING DEBT ACCOUNT			
TOTAL MATURING DEBT		206,668.00	
Less-			
State Aid (Roof #1)	34,354.00		
State Aid (Roof #2)	70,000.00		
Total State Aid		104,354.00	
BALANCE, MATURING DEBT FY 91		102,314.00	
ASSESSMENTS			
Southborough			
Roof #1 - 37.62%	7,146.00		
Roof #2 - 34.67%	15,463.00		
Roof #3 & Science Labs - 32.82%	12,708.00		
TOTAL ASSESSMENT SOUTHBOROUGH		35,317.00	

(Continued)

(Continued, Algonquin Reg. High School)

Northborough			
Roof #1 - 62.38%	11,848.00		
Roof #2 - 65.33%	29,137.00		
Roof #3 & Science Labs - 67.18%	26,012.00		
TOTAL ASSESSMENT NORTHBOROUGH		66,997.00	
TOTAL ASSESSMENT		102,314.00	
FY 91 SCHEDULE OF ASSESSMENTS			
Total Assessments			
Net Operating budget (Incl. Athletics)			4,299,307.00
Maturing debt accounts			
Roof #1		18,994.00	
Roof #2		44,600.00	
Roof #3 & Science Labs		38,720.00	
			102,314.00
TOTAL			4,401,621.00
NORTHBOROUGH			
Operating Budget (67.18% of 4,299.307.00)			2,888,274.00
Maturing Debt Accounts			
Roof #1 (62.38% of 18,994)		11,848.00	
Roof #2 (65.33% of 44,600)		29,137.00	
Roof #3, Sc. Labs (67.18% of 38,700.00)		26,012.00	
Total Maturing Debt			66,997.00
TOTAL ASSESSMENT NORTHBOROUGH			2,955,271.00
SOUTHBOROUGH			
Operating Budget (32,82% of 4,299,307.00)			1,411,033.00
Maturing Debt Accounts			
Roof #1 (37,62% of 18,994.00)		7,146.00	
Roof #2 (34.67% of 44,600.00)		15,463.00	
Roof #3, Sc. Labs (32.82% of 38,720.00)		12,708.00	
Total Maturing Debt			35,317.00
TOTAL ASSESSMENT SOUTHBOROUGH			1,446,350.00
			1,433,350.00
			- 1,605.00
			* 1,431,745.00

*MOTION MADE: to reduce the 1991 budget request from $1,433,350.00 to $1,431,745.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ASSABET VALLEY REG. VOC. SCHOOL	
School Committee	71,473.00
Supt's Office	272,235.00
Data Processing	65,901.00
Instruction Supervision	211,057.00
Principal's Office	86,366.00
Teaching	3,534,181.00
Textbooks	26,500.00
Library	56,001.00
Multi-Media	31,596.00
Guidance Services	264,473.00
Other School Services	
Attendance	15,561.00
Health Services	40,486.00
Transport.-Reg., Late & Final	675,705.00
Transport.-Sports, Field Trips	30,001.00
Student Body Activities	132,171.00
Plant Operation & Maintenance	
Operation of Plant	1,104,309.00
Maintenance of Plant	279,000.00

(Continued)

(Cont., Assabet Valley Reg. Voc. School)

Fixed Charges	
Employee Retirement & Health Ins	639,000.00
Insurance	154,280.00
Acquisition of Fixed Assets	66,700.00
TOTAL REGULAR OPERATING BUDGET	7,756,996.00
Special Needs	
Day Operating Budget	430,735.00
Prototype 4 & 5 Budget	0
Extended Day Spec. Needs	158,322.00
Capital Equipment Replacement	0
Right to Know Chapter 111F	15,000.00
Single Audit Requirement	15,000.00
Adult Evening Voc, Operating	0
TOTAL CAPITAL & OPERAT. BUDGET	8,376,053.00
Less Anticipated Aid & Transf.	(3,847,379.00)
TOTAL ASSESSM. TO COMMUNITIES	4,528,674.00
Bond for Roof Repair	154,358.00
Less Antic. Aid Chapter 515	(107,640.00)
Total Cap. & Operating Assessment	4,575,392.00
SOUTHBOROUGH ASSESSMENT	183,483.00
Aug. 20, 1989 Reduced Assessment	
Aug. 20, 1989 New Assessment	- 4,142.00
	* 179,341.00

*MOTION MADE: That the Assessment by the Assabet Valley Regional Vocational School District for the Town of Southborough be reduced by the amount of $4,142.00 from $183,483.00 to $179,341.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 10: To see if the Town will vote to transfer to **Surplus** Revenue Account (Excess and Deficiency) a sum of money, or do or act anything in relation thereto.

MOTION MADE: To postpone Article 10 until after voting on Article 33.

MOTION: (as stated above) VOTED UNANIMOUSLY.

(SEE PAGE (33) OF THIS TRANSCRIPT FOR THE VOTE ON ARTICLE 10.)

ARTICLE 11: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,150.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,150.00 to defray expenses of the Memorial Day Exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 12: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $277,230.63 for the fiscal year beginning July 1, 1990 and ending June 30, 1991 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $261,576,63 for the fiscal year beginning July 1, 1990 and ending June 30, 1991 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 13: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $7,500.00 for the purpose of funding Greater Marlboro Alcoholism Referral Center, a nonprofit drop-in center, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $5,000.00 for the purpose of funding Greater Marlboro Alcoholism Referral Center, a nonprofit drop-in center.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 14: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate the sum of $105,000.00 for the maintenance of town roads, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $100,000.00 for the maintenance of town roads.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 15: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate $75,000.00 for the purpose of purchasing one front end loader for the Highway Department, and to see what disposition shall be made of the existing 1974 Caterpillar front end loader currently in use by the Highway Department, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $75,000.00 for the purpose of purchasing one front end loader for the Highway Department, and to see what disposition shall be made of the existing 1974 Caterpillar front end loader currently in use by the Highway Department.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

CHALLENGE from the floor of a QUORUM on the above vote. (150 voters = quorum)
*HAND COUNT VOTE TAKEN as follows: YES: 174 (2/3 vote required).
NO: 98. (PASSED)

*HAND COUNT VOTE: (as voted above) DEFEATED at our ANNUAL TOWN ELECTION, held on May 14, 1990 as "BALLOT OVERRIDE QUESTION NO. 4. "

ARTICLE 16: To see if the town will vote to raise and appropraite or transfer from available funds and appropriate or borrow and appropriate $25,000.00 for the purpose of purchasing one new 4 wheel drive utility truck for the Highway Department, and that the Selectmen be authorized to sell, trade in, or otherwise dispose of the existing 1965 Jeep Utility truck currently in use by the Highway Department, or do or act anything in relation thereto.

MOTION MADE: That the town transfer from available funds and appropriate $25,000.00 for the purpose of purchasing one new 4 wheel drive utility truck for the Highway Department, and that the Selectmen be authorized to sell, trade in,

(Continued)

(Cont.)

or otherwise dispose of the existing 1965 Jeep Utility truck currently in use by the Highway Department.

*MOTION: (as stated above) PASSED by MAJORITY VOTE.

*MOTION (as voted above) DEFEATED at our ANNUAL TOWN ELECTION, held on May 14, 1990 as "BALLOT OVERRIDE QUESTION NO. 6."

ARTICLE 17: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate $29,000.00 to acquire two new four-door full-size sedan-type police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $29,000.00 to acquire two new four-door full-size sedan-type police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer and appropriate a sum of money for the purpose of hiring consulting engineers by various town departments, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 19: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,900.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 20: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, the sum of $20,000.00 for the purpose of installing a new telephone system in the Town House, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $15,000.00 for the purpose of installing a new telephone system in the Town House.

*MOTION: (as stated above) PASSED by MAJORITY VOTE.

*MOTION (as voted above) DEFEATED at our ANNUAL TOWN ELECTION, held on May 14, 1990 as "BALLOT OVERRIDE QUESTION NO. 2."

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, or borrow and appropriate, a sum of money for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to sell, trade in, or otherwise dispose of the existing 1971 Mitts & Merrill chipper currently in use by the Town, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,000.00 for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to sell, trade in, or otherwise dispose of the existing 1971 Mitts & Merrill chipper currently in use by the Town.

AMENDMENT to MOTION MADE: To raise and appropriate $16,000.00 for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to trade in or scrap the existing 1971 Mitts & Merrill chipper currently in use by the Town.

*VOTED UNANIMOUSLY: (AMENDMENT to MOTION) To raise and appropriate $16,000.00 for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to trade in or scrap the existing 1971 Mitts & Merrill chipper currently in use by the Town.

* AMENDED MOTION: (as voted above) DEFEATED at our ANNUAL TOWN ELECTION, held on May 14, 1990 as "BALLOT OVERRIDE QUESTION NO. 5."

At 10:58 P.M. On Monday, April 23, 1990 it was MOVED and UNANIMOUSLY Voted to ADJOURN the April 23, 1990 Session of the Annual Town Meeting to Tuesday, April 24, 1990 at 7:30 P.M.

A true copy
Attest: Paul J. Berry

PAUL J. BERRY, TOWN CLERK

At the Adjourned Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Tuesday, April 24, 1990 at 7:30 P.M., the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum, (562) voters were present).

Checkers: Janet M.E. Mattioli
Susanne S. Dumont
Lidia A. Kiley
Lois W. Denman

The Meeting was called to order at (7:50 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Michael Kilian	35 Woodland Road
David Gracia	17 Harris Drive
Edward G. McCarthy	181 Cordaville Road
Wayne E. Gates	94 Oak Hill Road

Moderator Wilson had a request from the following non-voter to attend the Adjourned Session of the Annual Town Meeting:
Wayne Thies - Town Planner, Woonsocket, Rhode Island.

There being no objections from the floor, it was voted to allow the above non-voter to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant.

ARTICLE 22: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $16,000.00 for the purpose of acquiring a new high pressure air compressor and related equipment to be used by the Fire Department, and trade in, sell or dispose of the 1968 air compressor now in use by the Fire Department, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,000.00 for the purpose of acquiring a new high pressure air compressor and related equipment to be used by the Fire Department, and trade in, sell or dispose of the 1968 air compressor now in use by the Fire Department.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 23: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $25,000.00 for the purpose of acquiring and equipping a new pickup truck, or do or act anything in relation thereto.

MOTION MADE: To be Postponed Indefinitely.

VOTED UNANIMOUSLY: To Postpone Indefinitely.

ARTICLE 24: To see if the Town will vote to accept Section 26I of Chapter 148 of the Massachusetts General Laws of the Acts of 1989 Chapter 642. Section 1, Chapter 148 of M.G.L. is hereby amended by inserting after Section 26H the following section:

Section 26I. In a city, town or district which accepts the provisions of this section, any building hereafter constructed or hereafter substantially rehabilitated so as to constitute the equivalent of new construction and occupied in whole or in part for residential purposes and containing not less than four dwelling units including, but not limited to, lodging houses, boarding houses, fraternity houses, dormitories, apartments, townhouses, condominiums, hotels, motels and group residences, shall be equipped with an approved system of automatic sprinklers in accordance with the provisions of the state building code. In the event that adequate water supply is not available, the head of the fire department shall permit the installation of such other fire suppressant systems as are prescribed by the state building code in lieu of automatic sprinklers. Owners of buildings with approved and properly maintained installations may be eligible for a rate reduction on fire insurance.

Section 2. Section 34 of said chapter 148, as appearing in the 1988 Official Edition, is hereby amended by striking out, in lines 2 and 4, the word "fifty" and inserting in place thereof, in each instance, the words:- one hundred.

Section 3. The provisions of section one shall not apply to construction projects approved by permit within one year prior to acceptance of this act by a city, town or district.

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 25: To see if the Town will vote to raise and appropriate a sum for the purpose of aiding in the funding of the MetroWest Planning Office, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $1,250.00 for the purpose of aiding in the funding of the MetroWest Planning Office.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 26: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money to be used for the payment of unemployment compensation payments, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $25,000.00 to be used for the payment of unemployment compensation payments.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 27: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,500.00, or any other sum, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,200.00 to be expended under the direction of the Heritage Day Comm. for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 28: To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to be used to print and publish books documenting the history of the Town, with the understanding that such funding will be reimbursed to the extent possible through the sale of the books, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $9,000.00 to be used to print and publish books documenting the history of the Town, with the understanding that such funding will be reimbursed to the extent possible through the sale of the books.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 29: To see if the Town will vote to join the Worcester Regional Transit Authority, pursuant to Section 3 of Chapter 161B of the Massachusetts General Laws, as amended, or do or act anything in relation thereto.

MOTION MADE: To Postpone Article 29 Indefinitely.

VOTED UNANIMOUSLY: To Postpone Article 29 Indefinitely.

ARTICLE 30: To see if the Town will vote to adopt the following Open Space Policy:

We, the citizens of Southborough, value open space as an asset vital to our town. We choose to exercise our right to help make decisions relating to the use of our land. We ask town boards to use their full authority to protect the town's traditional landscape and mixture of land uses. As we grow, town planners must keep the preservation of woodlands and field as a high priority and negotiate with developers accordingly. Public notification should be made of any and all landsoffered to the town and town officials are encouraged to pursue the acquisition of acceptable land. Wetlands, ponds and reservoirs must be given the fullest benefit of laws respecting them and any additional regulations should be passed as needed. This is our commitment to the preservation and conservation of Southborough's open space resources.

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 31: To see if the Town will vote to raise and appropriate a sum of money to purchase a parcel or parcels of land currently in use as a golf course from Saint Mark's School, or do or act anything in relation thereto.

Selectman, William D. Baker announced that he will be abstaining from Voting, debating, etc, on this Article to be acted upon, due to the fact that a member of his family is a direct abutter.

MOTION MADE: That the Town borrow and appropriate $3,300,000.00 to purchase a parcel or parcels of land currently in use as a golf course from St. Mark's School.

MOTION MADE: TO SUSPEND THE RULES IN ORDER THAT ARTICLES 31, 32, AND 33 MAY BE DISCUSSED IN UNISON WHILE ARTICLE 31 IS ON THE FLOOR. (2/3 vote required)

VOTED UNANIMOUSLY: TO SUSPEND THE RULES IN ORDER THAT ARTICLES 31,32, AND 33 MAY BE DISCUSSED IN UNISON WHILE ARTICLE 31 IS ON THE FLOOR.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

MOTION: (as stated above) DEFEATED by the following HAND COUNT VOTE:
YES: 48 NO: 331, (did not have the required 2/3 vote) DEBATE CONTINUES.

AMENDMENT to MOTION: ... Golf Course, SPECIFICALLY COMPRIZING 61 ACRES DESIGNATED AS MAP #45, Lot 2 on the SOUTHBOROUGH ASSESSORS MAP, from ...

VOTED UNANIMOUSLY: ... Golf Course, SPECIFICALLY COMPRIZING 61 ACRES DESIGNATED AS MAP #45, Lot 2 on the SOUTHBOROUGH ASSESSORS MAP, from ...

2nd AMENDMENT to MOTION: STRIKE the sum $3.3 MILLION AND REPLACE IT WITH THE SUM $1.55 MILLION. (2/3 vote required)

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)
VOTED UNANIMOUSLY: To LIMIT DEBATE.

PASSED by the following HAND COUNT VOTE: (2nd AMENDMENT to MOTION) YES: 250
NO: 182, STRIKE the sum $3.3 MILLION AND REPLACE IT WITH THE SUM $1.55 MILLION.

MOTION as AMENDED: PASSED by the following HAND COUNT VOTE: YES: 336 NO: 60
as follows: That the Town borrow and appropriate $1,550,000.00 to purchase a parcel or parcels of land currently in use as a Golf Course, SPECIFICALLY COMPRIZING 61 ACRES DESIGNATED AS MAP #45, Lot 2 on the SOUTHBOROUGH ASSESSORS MAP, from Saint Mark's School.

At 11:32 p.m. on Tuesday, April 24, 1990 it was MOVED and UNANIMOUSLY voted to ADJOURN the April 24, 1990 ADJOURNED SESSION of the Annual Town Meeting to Thursday, April 26, 1990 at 7:30 p.m.

A true copy:
Attest: Paul J Berry

PAUL J. BERRY, TOWN CLERK (TOWN SEAL)

At the Adjourned Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Thursday, April 26, 1990 at 7:30 P.M., the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum, (375) voters were present).

Checkers: Janet M.E. Mattioli Lidia A. Kiley
Susanne S. Dumont Lois W. Denman

The Meeting was called to order at (7:55 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Joanne Perkins	75 Flagg Road
Edward J. McCarthy	181 Cordaville Road
Wayne E. Gates	94 Oak Hill Road
Michael Kilian	35 Woodland Road

Moderator Wilson had a requestfrom the following non-voter to attend the Adjourned Session of the Annual Town Meeting:

Wayne Thies Town Planner, Woonsocket, Rhode Island.

There being no objections from the floor, it was voted to allow the above non-voter to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the Reading of the Warrant.

ARTICLE 32: To see if the Town will vote to authorize the Selectmen of the Town of Southborough to take by Eminent Domain Proceedings for town purposes under Massachusetts General Laws, Chapter 40, Section 14, the land and buildings thereon described as "The St. Marks Golf Course" comprising 61 acres and designated as Map #45, Lot 2 on the Southborough Assessors' Map, to be used by the inhabitants of the Town of Southborough for the purpose of a Park, or do or act anything in relation thereto.

MOTION MADE: To Postpone Indefinitely.

VOTED UNANIMOUSLY: To Postpone Indefinitely.

ARTICLE 33: To see if the Town will vote to raise and appropriate, transfer from any available funds and appropriate or borrow and appropriate, the sum of $1,000,000.00 for the purchase through Eminent Domain proceedings by the Selectmen of the Town of Southborough of the land and buildings thereon known and described as "The St. Mark's Golf Course" comprising 61 acres and designated as Map #45, Lot 2, on the Southborough Assessors' Map for the purpose of using said parcel as a Park under Mass. Gen. Laws Chapter 40, Section 14, or do or act anything in relation thereto.

MOTION MADE: To Postpone Indefinitely.

VOTED UNANIMOUSLY: To Postpone Indefinitely.

ARTICLE 10: To see if the Town will vote to transfer to Surplus Revenue Account (Excess and Deficiency) a sum of money, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer to Surplus Revenue Account (Excess and Deficiency) the following sums of money:

$	6,597.64	Article 13 ATM 1988
	437.30	Article 24 ATM 1988
	15,000.00	Article 18 ATM 1988
	11,652.47	Article 33 ATM 1987
	5,427.33	Article 22 ATM 1986
	18,800.00	Article 58 ATM 1985
$	57,914.74	

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 34: To see if the Town will vote to transfer from the Water Department Surplus and appropriate, the sum of $14,800.00 for the purpose of purchasing one new 3/4 ton pickup truck and equipment, thereto, and to authorize the Board of Water Commissioners to sell, turn in, or otherwise dispose of the 1981 Ford 1/2 ton truck now in use, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 35: To see if the Town will vote to transfer from the Water Department Surplus and appropriate, the sum of $18,600.00 for the purpose of installing a new water main on Learned Street, for a distance of 620 feet, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 36: To see if the Town will vote to transfer from the Water Department Surplus or any of its available funds and appropriate, the sum of $17, 800.00 for the purpose of purchasing one new one ton truck with utility body and equipment, thereto, and to authorize the Board of Water Commissioners to sell, turn in, or otherwise dispose of the 1985 one ton GMC truck now in use, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from the Water Department Surplus and appropriate the sum of $17,800.00 for the purpose of purchasing one new one ton truck with utility body and equipment, thereto, and to authorize the Board of Water Commissioners

(CONTINUED)

(cont, Art. 36.)

to sell, turn in, or otherwise dispose of the 1985 one ton GMC truck now in use.

MOTION: (as stated above) PASSED by MAJORITY VOTE).

ARTICLE 37: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate, the sum of $11,000.00 for the expressed purpose of making capital improvements (masonry repairs) to the A.S. Woodward School during Fiscal Year 1991, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $11,000.00 for the expressed purpose of making capital improvements (masonry repairs) to the A.S. Woodward School during Fiscal Year 1991.

MOTION:(as stated above) PASSED by MAJORITY VOTE.

ARTICLE 38: To see if the Town will vote to authorize a School Building Study Committee consisting of five members appointed by the School Committee, for the purpose of studying the need for building additions to the Southborough schools, and said committee to report to the next Annual Town Meeting, or do or act anything in relation thereto.

MOTION MADE: That the Town authorize a School Building Study Committee consisting of five members appointed by the School Committee, for the purpose of studying the need for building additions to the Southborough schools, and said committee to report to the next Annual Town Meeting.

AMENDMENT to MOTION MADE: After the word "five," to substitute the words "Southborough residents" for the word "members; and, after the word "appointment," substitute the word "Selectmen" for the words "School Committee;" and, finally, after the words "purpose of," to substitute the word "determining" for the word "studying."

So, the motion would read as follows:

That the Town vote to authorize a School Building Study Committee, consisting of five Southborough residents appointed by the Selectmen, for the purpose of determining the need for building an addition to the Southborough schools, and said committee to report back to the next Annual Town Meeting.

AMENDMENT to MOTION: (as stated above) PASSED by MAJORITY VOTE.

AMENDMENT to AMENDMENT MADE: Committee, consisting of five Southborough residents appointed by the Selectmen and the School Committee, for

AMENDMENT to AMENDEMENT (as stated above) PASSED by MAJORITY VOTE.

MAIN MOTION AS AMENDED PASSED by MAJORITY VOTE: That the Town vote to authorize a School Building Study Committee, consisting of five Southborough Residents appointed by the Selectmen and the School Committee, for the purpose of determining the need for building an addition to the Southborough schools, and said committee to report back to the next Annual Town Meeting.

ARTICLE 39: To see if the Town will vote to accept as a public way Sadie Hutt Lane described as follows:

DESCRIPTION OF SADIE HUTT LANE

Commencing at a point on the Westerly side of Sears Road, a public way of variable width at the Southerly side of the Southerly intersection of Sears Road with a way known as Sadie Hutt Lane, thence running along an arc with a radius of 30.00, forty seven and 12/100 feet to a point;

Thence turning and running North 74° 44' 50" West Seventy feet to a point;

Thence turning and running along an arc with a radius of 275.00, one hundred and 79/00 feet to a point;

Thence turning and running South 84° 15' 10" West One hundred twenty four and 83/00 feet to a point;

Thence turning and running along an arc with a radius of 400.00, Two hundred eighteen and 06/00 feet to a point;

Thence turning and running North 64° 30' 44" West Two hundred and 47/00 feet to a point;

Thence turning and running along an arc with a radius of 400.00, one hundred fifty three and 59/00 feet to a point;

Thence turning and running North 42° 30' 44" West One hundred ninety seven and 29/00 feet to a point;

Thence turning and running along an arc with a radius of 175.00, Two hundred seventy one and 84/00 feet to a point;

Thence turning and running North 46° 29' 16" East Three hundred sixteen and 13/00 feet to a point;

Thence turning and running along an arc with a radius of 200.00, Two hundred thirteen and 32/00 feet to a point;

Thence turning and running South 72° 23' 59" East Four hundred sixty two and 00/00 feet to a point;

Thence turning and running along an arc with a radius of 400.00, One hundred forty nine and 40/00 feet to a point;

Thence turning and running South 51° 00' 00" East Three hundred sixty seven and 74/00 feet to a point;

Thence turning and running along an arc with a radius of 29.69, forty five and 59/00 feet to a point;

Thence turning and running South 41° 00' 00" West Thirty three and 37/00 feet to a point;

Thence turning and running South 35° 49' 05" West Seventy four and 5/00 feet to a point;

Thence turning and running along an arc with a radius of 30.32, Forty five and 95/00 feet to a point;

Thence turning and running North 51° 00' 00" West Three hundred seventy and 10/00 feet to a point;

Thence turning and running along an arc with a radius of 350.00, One hundred thirty and 72/00 feet to a point;

Thence turning and running North 72° 23' 59" West Four hundred sixty two and 00/00 feet to a point;

Thence turning and running along an arc with a radius of 150.00, one hundred fifty nine and 99/00 feet to a point;

Thence turning and running South 46° 29' 16" West Three hundred sixteen and 13/00 feet to a point;

Thence turning and running along an arc with a radius of 125.00, One hundred ninety four and 17/00 feet to a point;

Thence turning and running South 42° 30' 44" East One hundred ninety seven and 29/00 feet to a point;

(cont.)

Cont., Art. 39.

Thence turning and running along an arc with a radius of 350.00, One hundred thirty four and 39/00 feet to a point;

Thence turning and running South 64° 30' 44" East Two hundred and 47/00 feet to a point;

Thence turning and running along an arc with a radius of 350.00, One hundred ninety and 80/00 feet to a point;

Thence turning and running North 84° 15' 10" East One hundred twenty four and 83/00 feet to a point;

Thence turning and running along an arc with a radius of 325.00, One hundred nineteen and 12/00 feet to a point;

Thence turning and running South 74° 44' 50" East Eighty two and 89/00 feet to a point;

Thence turning and running along an arc with a radius of 43.59, Fifty three and 14/00 feet to a point;

Thence turning and running South 35° 24' 10" West Sixty nine and 15/00 feet to a point;

Thence turning and running South 15° 15' 10" West Forty three and 66/00 feet to the point of beginning.

All of said bounds being shown on a Plan entitled "Road Acceptance Plan Sadie Hutt Lane, Southborough, MA," dated January 18, 1990, David W. Perley, Civil Engineer.

or do or act anything in relation thereto.

MOTION MADE: To POSTPONE ARTICLE 39 until after completion of ARTICLE 53.

PASSED by MAJORITY VOTE: To POSTPONE ARTICLE 39 until after completion of ARTICLE 53.

(See page (84) of this Transcript for the vote on ARTICLE 39.)

ARTICLE 40: To see if the Town will vote to amend the Code of the Town of Southborough by inserting in Part II, General Legislation, Chapter 170 Wetlands Protection, as follows:

Section 170-1. Purpose.

A. The purpose of this chapter is to protect the wetlands, related water resources and adjoining land areas in the Town of Southborough by prior review and control of activities deemed by the Southborough Conservation Commission (the "Commission") likely to have a significant or cumulative effect upon wetland values, including but not limited to the following:

(1) Public water supply.
(2) Private water supply.
(3) Groundwater.
(4) Flood control.
(5) Erosion and sedimentation control.
(6) Storm damage prevention.
(7) Prevention of water pollution.
(8) Fisheries.
(9) Threatened, endangered and special concern wildlife (as defined by the Commonwealth of Massachusetts.
(10) Threatened, endangered and special concern wildlife habitat.

B. These values are to be known collectively as the "wetland values protected by this chapter.

(Continued)

Cont., ART. 40.

Section 170-2. Definitions.

The following definitions shall apply in the interpretation and implementation of this chapter:

PERSON - Includes any individual, group of individuals, association, partnership, corporation, company, business organization, trust, estate, the commonwealth or political subdivision thereof to the extent subject to town bylaws, administrative agency, public or quasi-public corporation or body, this municipality, and any other legal entity, its legal representatives, agents or assigns.

WETLANDS REGULATIONS - Regulations adopted under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, codified as 310 CMR 10.00, as in effect on the date of adoption of this chapter, and all subsequent amendments thereto.

ALTER - to change the condition of any area within the jurisdiction of this chapter (see Section 3: Jurisdiction). Examples of alterations include, but are not limited to, the following:

A. Removal, excavation or dredging of soil, sand, gravel, clay, minerals or aggregate materials of any kind.

B. Changing of preexisting drainage characteristics, flushing characteristics, sedimentation patterns, flow patterns or flood-retention characteristics.

C. Drainage or other disturbance of water level or water table.

D. Dumping, discharging or filling with any material which may degrade water quality.

E. Placing of fill, or any other material.

F. Driving of piles, erection, alteration, replacement or repair of buildings or structures of any kind.

G. Placing of obstructions or objects in water.

H. Destruction of plant life including cutting of trees.

I. Changing water temperature, biochemical oxygen demand, salinity, nutrient load or other physical, chemical or biological characteristics of surface and groundwater.

J. Any activities, change or work which may cause or tend to contribute to pollution of any surface or groundwater.

Section 170-3. Jurisdiction.

A. Except as permitted by the Conservation Commission or as provided in this chapter, no person shall remove, fill, dredge, build upon or alter the following areas (known collectively as the "resource areas") over which the Commission has jurisdiction:

(1) Any freshwater wetland, riverine wetland, marsh, wet meadow, bog or swamp.
(2) Any bank.
(3) Any lake, pond, river, stream or brook, whether intermittent or continuous, natural or manmade.

(Continued)

Cont., ART. 40.

(4) Any land under aforesaid waters.
(5) Any land subject to flooding or inundation by groundwater, surface water or storm flowage.
(6) Isolated lands subject to flooding.
(7) Vernal pools.

B. Except as permitted by the Conservation Commission or as provided in this chapter, no person shall remove, fill, dredge, build upon or alter any land within the buffer zone, which is defined as any land within one hundred (100) feet of the edge of any freshwater wetland, riverine wetland, marsh, wet meadow, bog, swamp, land subject to flooding or inundation by groundwater, surface water or storm flowage, isolated land subject to flooding or vernal pool, whether or not bordering a lake, river, pond, stream or brook, and any land within one hundred (100) feet of the top of the bank of any lake, pond, river, stream or brook.

Section 170-4. Exceptions

A. The application and permit required by this chapter shall not be required for maintaining, repairing or replacing, but not substantially changing or enlarging, an existing or lawfully located structure or facility used in the service of the public to provide electric, gas, telephone, telegraph or other telecommunication services, or storm sewers, provided that the structure or facility is not substantially changed or enlarged, provided that written notice has been given to the Commission at least forty-eight (48) hours prior to commencement of work, and provided that the work conforms to performance standards in regulations adopted by the Commission.

B. The application and permit required by this chapter shall not apply to emergency projects necessary for the protection of the health or safety of the public, provided that the work is to be performed by or has been ordered to be performed by an agency of the Commonwealth or a political subdivision thereof, provided that advanced notice, oral or written, has been given to the Commission prior to commencement of work or within twenty-four (24) hours after commencement, provided that the Conservation Commission or its agent certifies the work as an emergency project, provided that the work is performed only for the time and place certified to abate the emergency, and provided that within twenty-one (21) days of commencement of an emergency project a permit application shall be filed with the Commission for review as provided in this chapter. Upon failure to meet these and other requirements of the Commission, the Commission may, after notice and a public hearing, revoke or modify an emergency project approval and order restoration and mitigation measures.

C. The normal maintenance or improvement of land presently and primarily in agricultural use, as such terms are defined in the Wetlands Regulations, is exempt from the application of this chapter as and to the extent provided in Wetlands Regulations. All provisions of this chapter apply to any agricultural activity which requires the filing of a notice of intent under the Wetlands Regulations.

D. Mosquito control work which is exempted from the Wetlands Protection Act M.G.L. Chapter 131, Section 40, is subject to this chapter, but all such mosquito control work proposed throughout the Town of Southborough in any year may be presented in a single application, no filing fee will be charged, no notice to abutters will be required and all such work may be allowed under a single annual permit.

E. No permit shall be required under this chapter for filling, dredging, building upon or alteration of a Resource Area or Buffer Zone which is allowed by an order of

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conditions issued under the Wetlands Protection Act, M.G. L. Chapter 131, Section 40, before the effective date of this chapter, so long as such order of conditions is not amended or extended after the effective date of this chapter.

F. No permit shall be required under this chapter for filling, dredging, building upon or alteration of a resource area or buffer zone if such activities were allowed by a negative determination of applicability which was issued under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, before the effective date of this chapter and if such activities are completed within three (3) years after the effective date of this chapter.

G. Other than as stated in this section, the exceptions provided in the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, and in the Wetlands Regulations shall not apply to this chapter, and a permit shall be required as set forth in this chapter whether or not an order of conditions is also required under the Wetlands Protection Act M.G.L. Chapter 131, Section 40.

Section 170-5. Requests for determinations and applications for permits.

A. Any person desiring to know whether or not a proposed activity or an area is subject to this chapter may request, in writing, a determination from the Commission. Such a request for determination shall contain data, information and plans specified by the regulations of the Commission. Seven (7) copies of such data and plans shall be submitted to the Commission.

B. The Commission in an appropriate case may accept as the request under this Chapter the request for determination of applicability filed under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

C. Written application shall be filed with the Commission to perform activities regulated by this chapter affecting buffer zones and resource areas protected by this chapter. The application shall include seven (7) sets of such data, information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the environment. No activities shall commence without receiving and complying with a permit issued pursuant to this chapter.

D. The Commission in an appropriate case may accept as the application and plans under this chapter the Notice of Intent and plans filed under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

E. At the time of an application or request, the applicant shall pay a filing fee specified in regulations of the Commission. This fee is in addition to that required by the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

F. Design review fee.

(1) In addition to any filing fee imposed by this chapter or by regulations promulgated by the Commission hereunder, the Commission is authorized to require the applicant to pay a design review fee to cover the reasonable costs and expenses borne by the Commission for specific expert engineering and consulting services deemed necessary by the Commission to review a notice of intent, request for determination, and certificate of compliance up to a maximum of Seven Thousand Five Hundred Dollars ($7,500.). Said payment may be required by the

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Commission at any point in reviewing or deliberating prior to a final decision being rendered.

(2) The Commission may waive this design review fee for an application filed by a government agency or for a request for determination filed by a person having no financial connection with the property which is the subject of the request.

(3) The Commission is authorized to charge this design review fee when a notice of intent, request for determination, or a certificate of compliance involves any of the following:

(a) Alteration of two hundred fifty (250) square feet or greater of freshwater wetlands.

(b) Alteration of two hundred fifty (250) square feet or greater of a bank or waterway.

(c) Alteration of two hundred fifty (250) square feet or greater of the buffer zone defined under this chapter.

(d) Alteration of any amount of land under a water body.

(e) Discharge of any pollutants into or contributing to surface or groundwaters of any buffer zone or resource area under this chapter.

(f) Construction of a detention or retention basin or other drainage device.

(4) Said specific expert engineering and consultant services may include but are not limited to processing said applications and requests, copying plans and technical submittals for further review, contracting for professional services, wetland survey and delineation, hydrogeologic and drainage analysis, wildlife, wildlife habitat, and fisheries evaluation.

(5) Said design review fee shall be paid by the applicant upon written request by the Commission. The fee shall be paid to the Town of Southborough into a professional service conservation account of the Commission set up by the Treasurer for this purpose, separate and apart from all other monies, which may be drawn upon by the Commission for services approved by the Commission at a public meeting. The principal and interest thereon shall be expended by said Treasurer at the direction of the Commission for all reasonable costs and expenses for design review hereunder. Any unused portion of said fee shall be returned by the Commission to the applicant within forty-five (45) calendar days of written request for same by the applicant, unless the Commission decides in a public meeting that other action is necessary.

(6) Any applicant aggrieved by the imposition of, or size of, the design review fee, or any act related thereto, may appeal according to the provisions of the Massachusetts General Laws.

(7) In setting the amount of said design review fee, the Commission shall utilize one of the following standards:

(a) One percent (1%) of the estimated cost of the project.

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(b) A written proposal for reasonable costs and expenses submitted by an expert engineer or consultant.

(c) Prior experience of the Commission with expert engineering and consultant services in similar projects.

(8) The "estimated cost of the project" shall mean the estimated cost of land preparation, land grading, placement of utilities, placement of roads and drainage systems, placement of parking, landscaping, and construction of buildings if any.

Section 170-6. Public notice and hearings.

A. An application or request for determination shall be hand delivered or sent by certified mail to the Commission. The Commission shall notify all abutters according to the most recent records of the assessors, including those across a traveled way or body of water. The notice to abutters shall state where the request or application, including any accompanying documents, may be examined or obtained. When a person requesting a determination is other than the owner, the request, the notice of the hearing and the determination itself shall be sent by the Commission to the owner as well as the person making the request.

B. The Commission shall conduct a public hearing on any application or request for determination, with written notice given at the expense of the applicant, five (5) working days prior to the hearing, in a newspaper of general circulation in the Town of Southborough. The Commission, in an appropriate case, may combine its hearing under this chapter with the hearing conducted under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

C. The Commission shall commence the public hearing within twenty-one (21) days from receipt of a completed application or request for determination, unless the applicant extends the twenty-one (21) day time period by a signed written waiver.

D. The Commission shall have authority to continue the hearing to a date certain announced at the hearing or to an unspecified date, for reasons stated at the hearing, which may include the receipt of additional information offered by the applicant or others, information and plans required of the applicant, deemed necessary by the Commission at its discretion, or comments and recommendations of other Southborough boards and officials. If a date for continuation is not specified, the hearing shall reconvene within twenty-one (21) days after the submission of a specified piece of information or the occurrence of a specified action. The date, time and place of said continued hearing shall be published in a newspaper of general circulation in the Town of Southborough five (5) working days prior to the continuation, at the expense of the applicant, and written notice shall be sent to any person who so requests in writing.

E. The Commission shall issue its permit or determination in writing within twenty-one (21) days of the close of the public hearing thereon.

Section 170-7. Determinations, permits and conditions.

A. The Commission shall have the authority, after a public hearing, to determine whether a specific parcel of land contains or does not contain buffer zones or resource areas protected under this chapter. If the Commission finds that no such areas are present, it shall issue a negative determination.

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B. If the Commission, after a public hearing on the permit application, determines that the activities which are the subject of the application are likely to have a significant or cumulative detrimental effect upon the wetland values protected by this chapter, the Commission, within twenty-one (21) days of the close of the hearing, shall issue or deny a permit for the activities requested. If it issues a permit, the Commission shall impose conditions which the Commission deems necessary or desirable to protect those values, and all activities shall be done in accordance with those conditions.

C. The Commission is empowered to deny a permit for failure to meet the requirements of this chapter for failure to submit necessary information and plans requested by the Commission; for failure to meet the design specifications, performance standards, and other requirements in regulations of the Commission; for failure to avoid or prevent significant or cumulative detrimental effects upon the wetland values protected by this chapter; and where no conditions are adequate to protect those values.

D. A permit shall expire three (3) years from the date of issuance unless renewed prior to expiration. All work shall be completed prior to expiration. Notwithstanding the above, the Commission, at its discretion, may issue a permit expiring five (5) years from the date of issuance for recurring or continuous maintenance work, provided that annual notification of time and location of work is given to the Commission. Any permit may be renewed once for an additional three (3) year period.

E. For good cause, the Commission may revoke or amend a permit issued under this chapter after public notice and public hearing, and notice to the holder of the permit.

F. The Commission, in an appropriate case, may combine the permit or other action on an application issued under this chapter with the order of conditions or other action issued or taken under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

Section 170-8. Coordination with other boards.

Any person filing a permit application or request for determination with the Commission shall provide written notice thereof at the same time, by certified mail or hand delivery, to the Board of Selectmen, Planning Board, Zoning Board of Appeals, Board of Health, Town Planner and Building Inspector. The Commission will not consider the filing complete until said notice has been served to all the aforementioned boards and officials.

Section 170-9. Project completion.

Upon the completion of any project permitted by the Conservation Commission, the applicant or his agent must request, in writing to the Commission, a certificate of compliance, which will declare that the project was completed according to the conditions set by the Commission after the public hearing defined in Section 170-7 of this chapter. This request must be made at least thirty (30) days prior to the date that the certificate is needed, or the date that the permit expires, whichever comes first, and must include the date needed plus seven (7) sets of as-built plans.

Section 170-10. Security.

A. As part of a permit issued under this chapter, in addition to any security required by any other municipal or state board, agency or official, the Commission may require for proposed activities determined to have a significant potential impact on the values protected by the Chapter that the performance and observance of the conditions imposed

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hereunder be secured wholly or in part by a proper bond or deposit of money or negotiable securities or other undertaking of financial responsibility sufficient in the opinion of the Commission. The amount of said security shall be determined as a percentage, not to exceed fifty percent (50%), of the "estimated cost of the project" as defined in Section 170-5.

B. In addition or in the alternative, the Commission may accept as security a conservation restriction, easement or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of this municipality and observed before any lot may be conveyed other than by mortgage deed.

Section 170-11. Enforcement.

A. The Commission shall have authority to enforce this chapter, its regulations and permits issued thereunder by violation notices, administrative orders, and civil and criminal court actions.

B. Upon request of the Commission, with prior approval from the Board of Selectmen, the Town Counsel shall take legal action for enforcement under civil law. Upon request of the Commission with prior approval from the Board of Selectmen, the Chief of Police shall take legal action for enforcement under criminal law.

C. Municipal boards and officers, including any police officer or other officer having police powers, shall have the authority to assist the Commission in enforcement.

D. Any person who violates any provision of this chapter, including any causing, suffering or allowing of illegal work, any failure or refusal to comply with an enforcement order, violation notice or administrative order, and any failure or refusal to remove illegal fill, restore property or obtain necessary commission approval, or any person who violates the permits issued thereunder, shall be punished by a fine of not more than Three Hundred Dollars ($300.). Each day or portion thereof during which a violation continues, shall constitute a separate offense, and each provision of the chapter or permit violated shall constitute a separate offense. This fine may be in addition to any levied under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

E. In the alternative to criminal prosecution, the Commission may elect to utilize the noncriminal disposition procedure set forth in M.G.L. Chapter 40, Section 21D. The fine for any violation disposed of through this procedure shall be Two Hundred Dollars ($200.) for each offense. Each day or portion thereof during which a violation continues shall constitute a separate offense and each provision of the chapter or permit violated shall constitute a separate offense. This fine may be in addition to any levied under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40. For purposes of noncriminal disposition, the Conservation Commission members and Police Officers shall all be enforcing persons.

Section 170-12. Burden of proof.

The applicant for a permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the application will not have unacceptable significant or cumulative effects upon the wetland values protected by this chapter. Failure to provide adequate evidence to the Commission supporting this burden shall be sufficient cause for the Commission to deny a permit or grant a permit with conditions.

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Section 170-13. Relation to the Wetlands Protection Act.

This chapter is adopted under the Home Rule amendment of the Massachusetts Constitution and the Home Rule statutes, independent of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, and the regulations thereunder.

Section 170-14. Severability.

The invalidity of any section or provision of this chapter shall not invalidate any other section or provision thereof, nor shall it invalidate any permit or determination which previously has been issued.

Section 170-15. Regulations.

A. After public notice and public hearing, the Commission shall promulgate rules and regulations to accomplish the purposes of this chapter. The Commission may amend the rules and regulations after public notice and public hearing.

B. Unless otherwise stated in this chapter or in the rules and regulations promulgated under this chapter, the definitions, procedures and performance standards of the Wetlands Protection Act, M.G.L. 131, Section 40 and associated Wetlands Regulations, 310 CMR 10.00 shall apply.

, or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough by inserting in Part II, General Legislation, Chapter 170 Wetlands Protection, as follows:

Section 170-1. Purpose.

A. The purpose of this chapter is to protect the wetlands, related water resources and adjoining land areas in the Town of Southborough by prior review and control of activities deemed by the Southborough Conservation Commission (the "Commission") likely to have a significant or cumulative effect upon wetland values, including but not limited to the following:

(1) Public water supply.
(2) Private water supply.
(3) Groundwater.
(4) Flood control.
(5) Erosion and sedimentation control.
(6) Storm damage prevention.
(7) Prevention of water pollution.
(8) Fisheries.
(9) Threatened, endangered and special concern wildlife (as defined by the Commonwealth of Massachusetts.
(10) Threatened, endangered and special concern wildlife habitat.

B. These values are to be known collectively as the "wetland values protected by this chapter.

Section 170-2. Definitions.

The following definitions shall apply in the interpretation and implementation of this chapter:

PERSON - Includes any individual, group of individuals, association, partnership, corporation, company, business organization, trust, estate, the commonwealth or political subdivision thereof to the extent subject to town bylaws, administrative agency, public or quasi-public corporation or body, this municipality, and any other legal entity, its legal representatives, agents or assigns.

WETLANDS REGULATIONS - Regulations adopted under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, codified as 310 CMR 10.00, as in effect on the date of adoption of this chapter, and all subsequent amendments thereto.

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ALTER - to change the condition of any area within the jurisdiction of this chapter (see Section 3: Jurisdiction). Examples of alterations include, but are not limited to, the following:

A. Removal, excavation or dredging of soil, sand, gravel, clay, minerals or aggregate materials of any kind.

B. Changing of preexisting drainage characteristics, flushing characteristics, sedimentation patterns, flow patterns or flood-retention characteristics.

C. Drainage or other disturbance of water level or water table.

D. Dumping, discharging or filling with any material which may degrade water quality.

E. Placing of fill, or any other material.

F. Driving of piles, erection, alteration, replacement or repair of buildings or structures of any kind.

G. Placing of obstructions or objects in water.

H. Destruction of plant life including cutting of trees.

I. Changing water temperature, biochemical oxygen demand, salinity, nutrient load or other physical, chemical or biological characteristics of surface and groundwater.

J. Any activities, change or work which may cause or tend to contribute to pollution of any surface or groundwater.

Section 170-3. Jurisdiction.

A. Except as permitted by the Conservation Commission or as provided in this chapter, no person shall remove, fill, dredge, build upon or alter the following areas (known collectively as the "resource areas") over which the Commission has jurisdiction:

(1) Any freshwater wetland, riverine wetland, marsh, wet meadow, bog or swamp.
(2) Any bank.
(3) Any lake, pond, river, stream or brook, whether intermittent or continuous, natural or manmade.
(4) Any land under aforesaid waters.
(5) Any land subject to flooding or inundation by groundwater, surface water or storm flowage.
(6) Isolated lands subject to flooding.
(7) Vernal pools.

B. Except as permitted by the Conservation Commission or as provided in this chapter, no person shall remove, fill, dredge, build upon or alter any land within the buffer zone, which is defined as any land within one hundred (100) feet of the edge of any freshwater wetland, riverine wetland, marsh, wet meadow, bog, swamp, land subject to flooding or inundation by groundwater, surface water or storm flowage, isolated land subject to flooding or vernal pool, whether or not bordering a lake, river, pond, stream or brook, and any land within one hundred (100) feet of the top of the bank of any lake, pond, river, stream or brook.

Section 170-4. Exceptions

A. The application and permit required by this chapter shall not be required for maintaining, repairing or replacing, but not substantially changing or enlarging, an existing or lawfully located structure or facility used in the service of the public to provide electric, gas, telephone, telegraph or other telecommunication services, or storm sewers, provided that the structure or facility is not substantially changed or enlarged, provided that written notice has been given to the Commission at least forty-eight (48) hours prior to commencement of work, and provided that the work conforms to performance standards in regulations adopted by the Commission.

B. The application and permit required by this chapter shall not apply to emergency projects necessary for the protection of the health or safety of the public, provided that the work is to be performed by or has been ordered to be performed by an agency

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of the Commonwealth or a political subdivision thereof, provided that advanced notice, oral or written, has been given to the Commission prior to commencement of work or within twenty-four (24) hours after commencement, provided that the Conservation Commission or its agent certifies the work as an emergency project, provided that the work is performed only for the time and place certified to abate the emergency, and provided that within twenty-one (21) days of commencement of an emergency project a permit application shall be filed with the Commission for review as provided in this chapter. Upon failure to meet these and other requirements of the Commission, the Commission may, after notice and a public hearing, revoke or modify an emergency project approval and order restoration and mitigation measures.

C. The normal maintenance or improvement of land presently and primarily in agricultural use, as such terms are defined in the Wetlands Regulations, is exempt from the application of this chapter as and to the extent provided in Wetlands Regulations. All provisions of this chapter apply to any agricultural activity which requires the filing of a notice of intent under the Wetlands Regulations.

D. Mosquito control work which is exempted from the Wetlands Protection Act M.G.L. Chapter 131, Section 40, is subject to this chapter, but all such mosquito control work proposed throughout the Town of Southborough in any year may be presented in a single application, no filing fee will be charged, no notice to abutters will be required and all such work may be allowed under a single annual permit.

E. No permit shall be required under this chapter for filling, dredging, building upon or alteration of a Resource Area or Buffer Zone which is allowed by an order of conditions issued under the Wetlands Protection Act, M.G. L. Chapter 131, Section 40, before the effective date of this chapter, so long as such order of conditions is not amended or extended after the effective date of this chapter.

F. No permit shall be required under this chapter for filling, dredging, building upon or alteration of a resource area or buffer zone if such activities were allowed by a negative determination of applicability which was issued under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, before the effective date of this chapter and if such activities are completed within three (3) years after the effective date of this chapter.

G. Other than as stated in this section, the exceptions provided in the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, and in the Wetlands Regulations shall not apply to this chapter, and a permit shall be required as set forth in this chapter whether or not an order of conditions is also required under the Wetlands Protection Act M.G.L. Chapter 131, Section 40.

Section 170-5. Requests for determinations and applications for permits.

A. Any person desiring to know whether or not a proposed activity or an area is subject to this chapter may request, in writing, a determination from the Commission. Such a request for determination shall contain data, information and plans specified by the regulations of the Commission. Seven (7) copies of such data and plans shall be submitted to the Commission.

B. The Commission in an appropriate case may accept as the request under this Chapter the request for determination of applicability filed under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

C. Written application shall be filed with the Commission to perform activities regulated by this chapter affecting buffer zones and resource areas protected by this chapter. The application shall include seven (7) sets of such data, information and plans as are deemed necessary by the Commission to describe proposed activities and their effects on the environment. No activities shall commence without receiving and complying with a permit issued pursuant to this chapter.

D. The Commission in an appropriate case may accept as the application and plans under this chapter the Notice of Intent and plans filed under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

E. At the time of an application or request, the applicant shall pay a filing fee specified in regulations of the Commission. This fee is in addition to that required by the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

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F. Design review fee.

(1) In addition to any filing fee imposed by this chapter or by regulations promulgated by the Commission hereunder, the Commission is authorized to require the applicant to pay a design review fee to cover the reasonable costs and expenses borne by the Commission for specific expert engineering and consulting services deemed necessary by the Commission to review a notice of intent, request for determination, and certificate of compliance up to a maximum of Seven Thousand Five Hundred Dollars ($7,500.). Said payment may be required by the Commission at any point in reviewing or deliberating prior to a final decision being rendered.

(2) The Commission may waive this design review fee for an application filed by a government agency or for a request for determination filed by a person having no financial connection with the property which is the subject of the request.

(3) The Commission is authorized to charge this design review fee when a notice of intent, request for determination, or a certificate of compliance involves any of the following:

(a) Alteration of two hundred fifty (250) square feet or greater of freshwater wetlands.

(b) Alteration of two hundred fifty (250) square feet or greater of a bank or waterway.

(c) Alteration of two hundred fifty (250) square feet or greater of the buffer zone defined under this chapter.

(d) Alteration of any amount of land under a water body.

(e) Discharge of any pollutants into or contributing to surface or groundwaters of any buffer zone or resource area under this chapter.

(f) Construction of a detention or retention basin or other drainage device.

(4) Said specific expert engineering and consultant services may include but are not limited to processing said applications and requests, copying plans and technical submittals for further review, contracting for professional services, wetland survey and delineation, hydrogeologic and drainage analysis, wildlife, wildlife habitat, and fisheries evaluation.

(5) Said design review fee shall be paid by the applicant upon written request by the Commission. The fee shall be paid to the Town of Southborough into a professional service conservation account of the Commission set up by the Treasurer for this purpose, separate and apart from all other monies, which may be drawn upon by the Commission for services approved by the Commission at a public meeting. The principal and interest thereon shall be expended by said Treasurer at the direction of the Commission for all reasonable costs and expenses for design review hereunder. Any unused portion of said fee shall be returned by the Commission to the applicant within forty-five (45) calendar days of written request for same by the applicant, unless the Commission decides in a public meeting that other action is necessary.

(6) Any applicant aggrieved by the imposition of, or size of, the design review fee, or any act related thereto, may appeal according to the provisions of the Massachusetts General Laws.

(7) In setting the amount of said design review fee, the Commission shall utilize one of the following standards:

(a) One percent (1%) of the estimated cost of the project.

(b) A written proposal for reasonable costs and expenses submitted by an expert engineer or consultant.

(c) Prior experience of the Commission with expert engineering and consultant services in similar projects.

(8) The "estimated cost of the project" shall mean the estimated cost of land preparation, land grading, placement of utilities, placement of roads and drainage systems, placement of parking, landscaping, and construction of buildings if any.

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Section 170-6. Public notice and hearings.

A. An application or request for determination shall be hand delivered or sent by certified mail to the Commission. The Commission shall notify all abutters according to the most recent records of the assessors, including those across a traveled way or body of water. The notice to abutters shall state where the request or application, including any accompanying documents, may be examined or obtained. When a person requesting a determination is other than the owner, the request, the notice of the hearing and the determination itself shall be sent by the Commission to the owner as well as the person making the request.

B. The Commission shall conduct a public hearing on any application or request for determination, with written notice given at the expense of the applicant, five (5) working days prior to the hearing, in a newspaper of general circulation in the Town of Southborough. The Commission, in an appropriate case, may combine its hearing under this chapter with the hearing conducted under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

C. The Commission shall commence the public hearing within twenty-one (21) days from receipt of a completed application or request for determination, unless the applicant extends the twenty-one (21) day time period by a signed written waiver.

D. The Commission shall have authority to continue the hearing to a date certain announced at the hearing or to an unspecified date, for reasons stated at the hearing, which may include the receipt of additional information offered by the applicant or others, information and plans required of the applicant, deemed necessary by the Commission at its discretion, or comments and recommendations of other Southborough boards and officials. If a date for continuation is not specified, the hearing shall reconvene within twenty-one (21) days after the submission of a specified piece of information or the occurrence of a specified action. The date, time and place of said continued hearing shall be published in a newspaper of general circulation in the Town of Southborough five (5) working days prior to the continuation, at the expense of the applicant, and written notice shall be sent to any person who so requests in writing.

E. The Commission shall issue its permit or determination in writing within twenty-one (21) days of the close of the public hearing thereon.

Section 170-7. Determinations, permits and conditions.

A. The Commission shall have the authority, after a public hearing, to determine whether a specific parcel of land contains or does not contain buffer zones or resource areas protected under this chapter. If the Commission finds that no such areas are present, it shall issue a negative determination.

B. If the Commission, after a public hearing on the permit application, determines that the activities which are the subject of the application are likely to have a significant or cumulative detrimental effect upon the wetland values protected by this chapter, the Commission, within twenty-one (21) days of the close of the hearing, shall issue or deny a permit for the activities requested. If it issues a permit, the Commission shall impose conditions which the Commission deems necessary or desirable to protect those values, and all activities shall be done in accordance with those conditions.

C. The Commission is empowered to deny a permit for failure to meet the requirements of this chapter for failure to submit necessary information and plans requested by the Commission; for failure to meet the design specifications, performance standards, and other requirements in regulations of the Commission; for failure to avoid or prevent significant or cumulative detrimental effects upon the wetland values protected by this chapter; and where no conditions are adequate to protect those values.

D. A permit shall expire three (3) years from the date of issuance unless renewed prior to expiration. All work shall be completed prior to expiration. Notwithstanding the above, the Commission, at its discretion, may issue a permit expiring five (5) years from the date of issuance for recurring or continuous maintenance work, provided that annual notification of time and location of work is given to the Commission. Any permit may be renewed once for an additional three (3) year period.

E. For good cause, the Commission may revoke or amend a permit issued under this chapter after public notice and public hearing, and notice to the holder of the permit.

F. The Commission, in an appropriate case, may combine the permit or other action on an application issued under this chapter with the order of conditions or other action issued or taken under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

Section 170-8. Coordination with other boards.

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Any person filing a permit application or request for determination with the Commission shall provide written notice thereof at the same time, by certified mail or hand delivery, to the Board of Selectmen, Planning Board, Zoning Board of Appeals, Board of Health, Town Planner and Building Inspector. The Commission will not consider the filing complete until said notice has been served to all the aforementioned boards and officials.

Section 170-9. Project completion.

Upon the completion of any project permitted by the Conservation Commission, the applicant or his agent must request, in writing to the Commission, a certificate of compliance, which will declare that the project was completed according to the conditions set by the Commission after the public hearing defined in Section 170-7 of this chapter. This request must be made at least thirty (30) days prior to the date that the certificate is needed, or the date that the permit expires, whichever comes first, and must include the date needed plus seven (7) sets of as-built plans.

Section 170-10. Security.

A. As part of a permit issued under this chapter, in addition to any security required by any other municipal or state board, agency or official, the Commission may require for proposed activities determined to have a significant potential impact on the values protected by the Chapter that the performance and observance of the conditions imposed hereunder be secured wholly or in part by a proper bond or deposit of money or negotiable securities or other undertaking of financial responsibility sufficient in the opinion of the Commission. The amount of said security shall be determined as a percentage, not to exceed fifty percent (50%), of the "estimated cost of the project" as defined in Section 170-5.

B. In addition or in the alternative, the Commission may accept as security a conservation restriction, easement or other covenant enforceable in a court of law, executed and duly recorded by the owner of record, running with the land to the benefit of this municipality and observed before any lot may be conveyed other than by mortgage deed.

Section 170-11. Enforcement.

A. The Commission shall have authority to enforce this chapter, its regulations and permits issued thereunder by violation notices, administrative orders, and civil and criminal court actions.

B. Upon request of the Commission, with prior approval from the Board of Selectmen, the Town Counsel shall take legal action for enforcement under civil law. Upon request of the Commission with prior approval from the Board of Selectmen, the Chief of Police shall take legal action for enforcement under criminal law.

C. Municipal boards and officers, including any police officer or other officer having police powers, shall have the authority to assist the Commission in enforcement.

D. Any person who violates any provision of this chapter, including any causing, suffering or allowing of illegal work, any failure or refusal to comply with an enforcement order, violation notice or administrative order, and any failure or refusal to remove illegal fill, restore property or obtain necessary commission approval, or any person who violates the permits issued thereunder, shall be punished by a fine of not more than Three Hundred Dollars ($300.). Each day or portion thereof during which a violation continues, shall constitute a separate offense, and each provision of the chapter or permit violated shall constitute a separate offense. This fine may be in addition to any levied under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40.

E. In the alternative to criminal prosecution, the Commission may elect to utilize the noncriminal disposition procedure set forth in M.G.L. Chapter 40, Section 21D. The fine for any violation disposed of through this procedure shall be Two Hundred Dollars ($200.) for each offense. Each day or portion thereof during which a violation continues shall constitute a separate offense and each provision of the chapter or permit violated shall constitute a separate offense. This fine may be in addition to any levied under the Wetlands Protection Act, M.G.L. Chapter 131, Section 40. For purposes of noncriminal disposition, the Conservation Commission members and Police Officers shall all be enforcing persons.

Continued

Cont., Art. 40.

Section 170-12. Burden of proof.

The applicant for a permit shall have the burden of proving by a preponderance of the credible evidence that the work proposed in the application will not have unacceptable significant or cumulative effects upon the wetland values protected by this chapter. Failure to provide adequate evidence to the Commission supporting this burden shall be sufficient cause for the Commission to deny a permit or grant a permit with conditions.

Section 170-13. Relation to the Wetlands Protection Act.

This chapter is adopted under the Home Rule amendment of the Massachusetts Constitution and the Home Rule statutes, independent of the Wetlands Protection Act, M.G.L. Chapter 131, Section 40, and the regulations thereunder.

Section 170-14. Severability.

The invalidity of any section or provision of this chapter shall not invalidate any other section or provision thereof, nor shall it invalidate any permit or determination which previously has been issued.

Section 170-15. Regulations.

A. After public notice and public hearing, the Commission shall promulgate rules and regulations to accomplish the purposes of this chapter. The Commission may amend the rules and regulations after public notice and public hearing.

B. Unless otherwise stated in this chapter or in the rules and regulations promulgated under this chapter, the definitions, procedures and performance standards of the Wetlands Protection Act, M.G.L. 131, Section 40 and associated Wetlands Regulations, 310 CMR 10.00 shall apply.

MOTION MADE: To amend section 170-2 of this Article, Definitions of Alter, line F, to read:

ALTER
F. Driving of piles, erection, alterations or replacement of buildings or structure of any kind.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

MOTION MADE: 170-15 REGULATIONS
A. DELETE in its entirety.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

MOTION: 170-15 REGULATIONS
A. DELETE in its entirety DEFEATED by MAJORITY VOTE.

MOTION MADE: To POSTPONE INDEFINITELY.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

MOTION To LIMIT DEBATE PASSED by the following HAND COUNT VOTE: Yes: 3 NO: 1.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 41: To see if the Town will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-10 "Site Plan Approval", by deleting subsection 174-10 in its entirety and inserting the following:

A. The purpose of the site plan review procedure is to encourage a desirable and compatible character of development within the Town of Southborough, and to assure safety, promote logic, imagination and innovation in the design process while complying with all zoning requirements. The requirements of this section shall be applicable to the following:

(1) Any nonresidential development that results in an increase in on-site parking:

(2) All modifications to existing development projects which fall within the applicability of the Town's regulations for Parking and Loading (174-12), or Landscaping (174-13).

Site Plan Review will be processed by one of the following means:

B. Minor Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds less than 2,000 square feet of floor area, or which would require at least five (5) but less than twenty (20) parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Minor Plan Review by the Site Plan Review Committee. The Site Plan Review Committee shall be chaired by the Town Planner and will consist of a Selectmen or their designee, Building Inspector, Highway Superintendent, Board of Health Agent, Superintendent of the Water Department, Police Chief, and Fire Chief or their designee, who will meet at a regularly scheduled time and place to review plans. The Committee shall also seek the advice of the Conservation Commission in the review of all Minor Plan submissions.

(1) Minor Plan Review will require ten (10) copies of the site plan be submitted to the office of the Planning Board, together with an application form and filing fee. All plans will be prepared at a scale no greater than 1" = 40' on standard 24" x 36" sheets, and shall show as a minimum:

(a) all existing and proposed buildings, including setbacks;
(b) existing and proposed parking;
(c) driveway openings;
(d) all property and street lines;
(e) existing and proposed landscaping;
(f) existing and proposed signs;
(g) surfacing, indicating treatment of all surfaces;
(h) location of all wetlands;
(i) method of sewage disposal;
(j) water supply;
(k) storm water drainage;
(l) such other information as the Site Plan Review Committee may reasonably request.

(2) Any dispute arising from the Minor Plan Review Process, or any plan not receiving unanimous approval from the Site Plan Review Committee shall be referred to the Planning Board for action. The Committee may also refer to the Planning Board any Site Plan that due to unusual circumstances or a unique situation they feel should be approved through the Major Site Plan Review Process.

(3) The Site Plan Review Committee shall approve, disapprove, or refer to the Planning Board all submittals for Minor Plan Review within 30 days of a completed application to the office of the Planning Board.

(4) Where applicable, all other criteria and conditions of this section will govern Minor Plan Review.

Continued

Cont., Art. 41.

C. **Major Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds 2,000 square feet or more of floor area, or which would require twenty (20) or more parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Major Plan Review by the Planning Board. The major Site Plan submission shall consist of the following elements:**

(1) Ownership, zoning, use and the general location of structure and topography within three hundred (300) feet of the property lines of the site or adjacent land contiguously owned with the site.

(2) All site features, existing or proposed, including but not limited to the following:

(a) Driveways, including widths.
(b) Parking facilities, including dimensions thereof.
(c) Loading facilities.
(d) Service areas.
(e) Street line, including widths.
(f) Roadways, including widths.
(g) Pedestrian walks, including widths and types of surface.
(h) Landscaping, designation, specific plantings.
(i) Screening.
(j) Signs, including proposed sizes, mounting heights, types and drafted design.
(k) Lighting, including plan location and detail information, size, type and wattage.
(l) Surfacing, indicating treatment of all surfaces.
(m) Existing trees on the site which are a caliper of six (6) inches or larger.
(n) Wetlands.
(o) Drainage, including detailed design data, pipe sizing, etc.
(p) Stone walls.
(q) Topography at two-foot contour intervals.
(r) Sewage disposal, including detailed design information.
(s) Water Supply.
(t) Curbing.
(u) Such other information as the Planning Board may reasonably request.

(3) The construction of the work as detailed on the site plan shall not deviate from the work shown on the approved site plan. Accordingly, the site plan shall contain a sufficient level of detail to ensure the constructability of the project. Supporting details and documentation shall be presented as part of the site plan submission.

(4) Incomplete applications for both the minor and major review shall not be accepted by the Planning Board. Following submission of a site plan to the Planning Board, the Board or its designee shall review the plan for completeness within three (3) business days of the submission. Completeness shall be based on the requirements of this subsection. If the submission is determined incomplete by the Planning Board or its agent, notice will be mailed to the applicant by certified mail within three (3) business days of the submission specifying the deficiencies.

D. The Plan shall be prepared by a professional engineer, land surveyor, architect or landscape architect registered to practice in the Commonwealth of Massachusetts, and shall be submitted with eleven copies to the office of the Planning Board, together with an application form and a filing fee, if any.

E. Approval Required. [Amended 4-14-86 ATM, Art. 48]

(1) Site plan approval shall be granted upon determination by the Planning Board that the following are complied with. Any new building construction or other site alteration shall provide adequate access to each structure for fire and service equipment and adequate provision for utilities and stormwater drainage consistent with the functional requirements of the Southborough Planning Board's "Rules and Regulations for the Subdivision of Land"; and shall be so designed that for the given location and type and extent of land use, the design of building form, building location, egress points, grading and other elements of the development shall be so as to:

(a) Minimize the volume of cut and fill, the number of removed trees six inches in caliper and larger, length of removed stone walls, the area of wetland vegetation displaced, the extent of stormwater flow increase from the site, soil erosion and threat of air or water pollution;

(b) Maximize pedestrian and vehicular safety and convenience within the site and egressing from it;

(c) Minimize obstruction of scenic views from publicly accessible locations;

(d) Minimize visual intrusion by minimizing the visibility of parking, storage, or other outdoor service areas viewed from public ways or premises residentially used or zoned; minimizing glare from headlights through plantings or other screening; minimizing lighting intrusion through use of such devices as cutoff luminaires confining direct rays to the

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site; fixture mounting height not higher than twenty (20) feet except adjacent to Route 9; and avoiding unreasonable departure from the character of building in the vicinity.

(2) The Planning Board shall adopt and from time to time amend reasonable regulations for the administration of these guidelines.

F. **The Planning Board** shall hold a public hearing on the application for site plan approval, with a written notice of the time and place of said hearing being given the applicant and the **Board of Selectmen. The Applicant is responsible for sending this notice to the certified abutters by Certified Mail/Return Receipt Requested, at least ten days before the scheduled hearing.** The **Planning Board** shall not act on the application until it has received and given due consideration to the recommendations of the **Board of Selectmen,** or until ten days have elapsed after the public hearing without receipt of the **Selectmen's** comments.

G. **The Planning Board** shall act on an application for site plan approval and shall notify in writing the applicant, **the Board of Selectmen** and the Building Inspector of its action within sixty (60) days of the receipt of the application. Failure of the **Planning Board** to so act and to notify the applicant within said sixty (60) days shall constitute approval of the site plan. The actions allowed by the site plan approval are authorized for a one-year period from the date of grant thereof. The applicant shall be granted a single one-year extension by applying to the Planning Board in writing prior to the date of expiration. If the actions permitted are not exercised or the approval not extended, they shall lapse, and a new application notice and hearing will be required. **[Amended 4-13-87 ATM, Art. 43]**

H. Any person aggrieved by the action of the **Planning Board** on a site plan approval application may appeal said action to the Zoning Board of Appeals as provided in Article VI hereof.

I. Minor departures from the site plan as approved may be authorized by the Building Inspector after **approval of the Site Plan Review Committee** if required by engineering or other circumstances not foreseen at the time of plan approval. Any change increasing the size of any building or structure, changing the location of any building, parking or access road by more than ten (10) feet or reducing landscaping or screening may be made only through review by the **Planning Board** following the same procedures as for an original submittal. Any departure must be requested in writing with the basis for the change given. Any change authorized shall be recorded on the file copy of the site plan with the Building Inspector's signature and the date. [Amended 4-14-86 ATM, Art. 48]

J. [formerly I.] The removal, fill or change of grade of earth materials, including soil, loam, sand or gravel, undertaken in order to construct or locate buildings, structures and such features accessory thereto as ways, driveways, areaways, walks or parking areas, and therefore exempt from regulations under Chapter 85 of this Code, is a part of construction and development process regulated by the Zoning chapter. Except as necessary for the construction of detached one- or two-family dwellings and of features accessory thereto, the removal, fill or change of grade of earth materials for the purposes defined above shall be subject to approval under this section. Where the commencement of removal, fill or change of grade of earth materials precedes construction by three (3) months or more, the submission and approval of the site plan may be undertaken in two (2) stages, with the information for the first stage limited to property boundaries, existing and proposed topography at two-foot or lesser contour intervals, the character of the soil to be removed, added or relocated, the location and depth of any service and drainage conduits or pipes and the approximate location of any existing or proposed buildings, structures or physical features accessory thereto. Each stage shall be treated as a separate site plan for the purposes of this section, and the approval of Stage 1 of a site plan shall not be construed to assure the subsequent approval of Stage 2 [Added 4-8-85 ATM, Art. 39]

K. **Compliance. The issuance of an occupancy permit will not be given prior to the satisfactory completion of all elements and conditions of the approved site plan. A temporary occupancy permit may be issued after the satisfactory completion of all items essential to public health and safety, and sufficient bonding acceptable to the Planning Board is provided to the Town to cover all outstanding items.**

, or do or act anything in relation thereto.

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Cont. Art. 41,

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-10 "Site Plan Approval", by deleting subsection 174-10 in its entirety and inserting the following:

A. The purpose of the site plan review procedure is to encourage a desirable and compatible character of development within the Town of Southborough, and to assure safety, promote logic, imagination and innovation in the design process while complying with all zoning requirements. The requirements of this section shall be applicable to the following:

(1) Any nonresidential development that results in an increase in on-site parking:

(2) All modifications to existing development projects which fall within the applicability of the Town's regulations for Parking and Loading (174-12), or Landscaping (174-13).

Site Plan Review will be processed by one of the following means:

B. Minor Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds less than 2,000 square feet of floor area, or which would require at least five (5) but less than twenty (20) parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Minor Plan Review by the Site Plan Review Committee. The Site Plan Review Committee shall be chaired by the Town Planner and will consist of a Selectmen or their designee, Building Inspector, Highway Superintendent, Board of Health Agent, Superintendent of the Water Department, Police Chief, and Fire Chief or their designee, who will meet at a regularly scheduled time and place to review plans. The Committee shall also seek the advice of the Conservation Commission in the review of all Minor Plan submissions.

(1) Minor Plan Review will require ten (10) copies of the site plan be submitted to the office of the Planning Board, together with an application form and filing fee. All plans will be prepared at a scale no greater than 1" = 40' on standard 24" x 36" sheets, and shall show as a minimum:

(a) all existing and proposed buildings, including setbacks;
(b) existing and proposed parking;
(c) driveway openings;
(d) all property and street lines;
(e) existing and proposed landscaping;
(f) existing and proposed signs;
(g) surfacing, indicating treatment of all surfaces;
(h) location of all wetlands;
(i) method of sewage disposal;
(j) water supply;
(k) storm water drainage;
(l) such other information as the Site Plan Review Committee may reasonably request.

(2) Any dispute arising from the Minor Plan Review Process, or any plan not receiving unanimous approval from the Site Plan Review Committee shall be referred to the Planning Board for action. The Committee may also refer to the Planning Board any Site Plan that due to unusual circumstances or a unique situation they feel should be approved through the Major Site Plan Review Process.

(3) The Site Plan Review Committee shall approve, disapprove, or refer to the Planning Board all submittals for Minor Plan Review within 30 days of a completed application to the office of the Planning Board.

(4) Where applicable, all other criteria and conditions of this section will govern Minor Plan Review.

C. Major Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds 2,000 square feet or more of floor area, or which would require twenty (20) or more parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Major Plan Review by the Planning Board. The major Site Plan submission shall consist of the following elements:

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Cont., Art. 41.

(1) Ownership, zoning, use and the general location of structure and topography within three hundred (300) feet of the property lines of the site or adjacent land contiguously owned with the site.

(2) All site features, existing or proposed, including but not limited to the following:

(a) Driveways, including widths.
(b) Parking facilities, including dimensions thereof.
(c) Loading facilities.
(d) Service areas.
(e) Street line, including widths.
(f) Roadways, including widths.
(g) Pedestrian walks, including widths and types of surface.
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(o) Drainage, including detailed design data, pipe sizing, etc.
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(s) Water Supply.
(t) Curbing.
(u) Such other information as the Planning Board may reasonably request.

(3) The construction of the work as detailed on the site plan shall not deviate from the work shown on the approved site plan. Accordingly, the site plan shall contain a sufficient level of detail to ensure the constructability of the project. Supporting details and documentation shall be presented as part of the site plan submission.

(4) Incomplete applications for both the minor and major review shall not be accepted by the Planning Board. Following submission of a site plan to the Planning Board, the Board or its designee shall review the plan for completeness within three (3) business days of the submission. Completeness shall be based on the requirements of this subsection. If the submission is determined incomplete by the Planning Board or its agent, notice will be mailed to the applicant by certified mail within three (3) business days of the submission specifying the deficiencies.

D. The Plan shall be prepared by a professional engineer, land surveyor, architect or landscape architect registered to practice in the Commonwealth of Massachusetts, and shall be submitted with eleven copies to the office of the Planning Board, together with an application form and a filing fee, if any.

E. Approval Required. [Amended 4-14-86 ATM, Art. 48]

(1) Site plan approval shall be granted upon determination by the Planning Board that the following are complied with. Any new building construction or other site alteration shall provide adequate access to each structure for fire and service equipment and adequate provision for utilities and stormwater drainage consistent with the functional requirements of the Southborough Planning Board's "Rules and Regulations for the Subdivision of Land"; and shall be so designed that for the given location and type and extent of land use, the design of building form, building location, egress points, grading and other elements of the development shall be so as to:

(a) Minimize the volume of cut and fill, the number of removed trees six inches in caliper and larger, length of removed stone walls, the area of wetland vegetation displaced, the extent of stormwater flow increase from the site, soil erosion and threat of air or water pollution;

(b) Maximize pedestrian and vehicular safety and convenience within the site and egressing from it;

(c) Minimize obstruction of scenic views from publicly accessible locations;

(d) Minimize visual intrusion by minimizing the visibility of parking, storage, or other outdoor service areas viewed from public ways or premises residentially used or zoned; minimizing glare from headlights through plantings or other screening; minimizing lighting intrusion through use of such devices as cutoff luminaires confining direct rays to the site; fixture mounting height not higher than twenty (20) feet except adjacent to Route 9; and avoiding unreasonable departure from the character of building in the vicinity.

(2) The Planning Board shall adopt and from time to time amend reasonable regulations for the administration of these guidelines.

CONTINUED

Cont., Art. 41.

F. The Planning Board shall hold a public hearing on the application for site plan approval, with a written notice of the time and place of said hearing being given the applicant and the Board of Selectmen. The Applicant is responsible for sending this notice to the certified abutters by Certified Mail/Return Receipt Requested, at least ten days before the scheduled hearing. The Planning Board shall not act on the application until it has received and given due consideration to the recommendations of the Board of Selectmen, or until ten days have elapsed after the public hearing without receipt of the Selectmen's comments.

G. The Planning Board shall act on an application for site plan approval and shall notify in writing the applicant, the Board of Selectmen and the Building Inspector of its action within sixty (60) days of the receipt of the application. Failure of the Planning Board to so act and to notify the applicant within said sixty (60) days shall constitute approval of the site plan. The actions allowed by the site plan approval are authorized for a one-year period from the date of grant thereof. The applicant shall be granted a single one-year extension by applying to the Planning Board in writing prior to the date of expiration. If the actions permitted are not exercised or the approval not extended, they shall lapse, and a new application notice and hearing will be required. [Amended 4-13-87 ATM, Art. 43]

H. Any person aggrieved by the action of the Planning Board on a site plan approval application may appeal said action to the Zoning Board of Appeals as provided in Article VI hereof.

I. Minor departures from the site plan as approved may be authorized by the Building Inspector after approval of the Site Plan Review Committee if required by engineering or other circumstances not foreseen at the time of plan approval. Any change increasing the size of any building or structure, changing the location of any building, parking or access road by more than ten (10) feet or reducing landscaping or screening may be made only through review by the Planning Board following the same procedures as for an original submittal. Any departure must be requested in writing with the basis for the change given. Any change authorized shall be recorded on the file copy of the site plan with the Building Inspector's signature and the date. [Amended 4-14-86 ATM, Art. 48]

J. [formerly I.] The removal, fill or change of grade of earth materials, including soil, loam, sand or gravel, undertaken in order to construct or locate buildings, structures and such features accessory thereto as ways, driveways, areaways, walks or parking areas, and therefore exempt from regulations under Chapter 85 of this Code, is a part of construction and development process regulated by the Zoning chapter. Except as necessary for the construction of detached one- or two-family dwellings and of features accessory thereto, the removal, fill or change of grade of earth materials for the purposes defined above shall be subject to approval under this section. Where the commencement of removal, fill or change of grade of earth materials precedes construction by three (3) months or more, the submission and approval of the site plan may be undertaken in two (2) stages, with the information for the first stage limited to property boundaries, existing and proposed topography at two-foot or lesser contour intervals, the character of the soil to be removed, added or relocated, the location and depth of any service and drainage conduits or pipes and the approximate location of any existing or proposed buildings, structures or physical features accessory thereto. Each stage shall be treated as a separate site plan for the purposes of this section, and the approval of Stage 1 of a site plan shall not be construed to assure the subsequent approval of Stage 2 [Added 4-8-85 ATM, Art. 39]

K. Compliance. The issuance of an occupancy permit will not be given prior to the satisfactory completion of all elements and conditions of the approved site plan. A temporary occupancy permit may be issued after the satisfactory completion of all items essential to public health and safety, and sufficient bonding acceptable to the Planning Board is provided to the Town to cover all outstanding items. (2/3 vote required)

Wayne Thies, Southborough Town Planner was given permission to speak on behalf of the Southborough Planning Board.

CONTINUED

Cont., Art. 41.

NEW AMENDMENT

MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-10 "Site Plan Approval", by deleting subsection 174-10 in its entirety and inserting the following:

A. The purpose of the site plan review procedure is to encourage a desirable and compatible character of development within the Town of Southborough, and to assure safety, promote logic, imagination and innovation in the design process while complying with all zoning requirements. The requirements of this section shall be applicable to the following:

(1) Any nonresidential development that results in an increase in on-site parking;

(2) All modifications to existing development projects which fall within the applicability of the Town's regulations for Parking and Loading (174-12), or Landscaping (174-13).

Site Plan Review will be processed by one of the following means:

B. Minor Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds less than 2,000 square feet of floor area, or which would require at least five (5) but less than twenty (20) parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Minor Plan Review by the Site Plan Review Committee. The Site Plan Review Committee shall be chaired by the Administrative Assistant to the Board of Selectmen and will consist of the Town Planner, Building Inspector, Highway Superintendent, Board of Health Agent, Superintendent of the Water Department, Police Chief, and Fire Chief or their designee, who will meet at a regularly scheduled time and place to review plans. The Committee shall also seek the advice of the Conservation Commission in the review of all Minor Plan submissions.

(1) Minor Plan Review will require ten (10) copies of the site plan be submitted to the office of the Board of Selectmen, together with an application form and filing fee. All plans will be prepared at a scale no greater than 1" = 40' on standard 24" x 36" sheets, and shall show as a minimum:

(a) all existing and proposed buildings, including setbacks;
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(c) driveway openings;
(d) all property and street lines;
(e) existing and proposed landscaping;
(f) existing and proposed signs;
(g) surfacing, indicating treatment of all surfaces;
(h) location of all wetlands;
(i) method of sewage disposal;
(j) water supply;
(k) storm water drainage;
(l) such other information as the Site Plan Review Committee may reasonably request.

(2) Any dispute arising from the Minor Plan Review Process, or any plan not receiving unanimous approval from the Site Plan Review Committee shall be referred to the Board of Selectmen for action. The Committee may also refer to the Board of Selectmen any Site Plan that due to unusual circumstances or a unique situation they feel should be approved through the Major Site Plan Review Process.

(3) The Site Plan Review Committee shall approve, disapprove, or refer to the Planning Board all submittals for Minor Plan Review within 30 days of a completed application to the office of the Board of Selectmen.

(4) Where applicable, all other criteria and conditions of this section will govern Minor Plan Review.

CONTINUED

Cont., Art. 41.

C. Major Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds 2,000 square feet or more of floor area, or which would require twenty (20) or more parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Major Plan Review by the Board of Selectmen. The major Site Plan submission shall consist of the following elements:

(1) Ownership, zoning, use and the general location of structure and topography within three hundred (300) feet of the property lines of the site or adjacent land contiguously owned with the site.

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(d) Service areas.
(e) Street line, including widths.
(f) Roadways, including widths.
(g) Pedestrian walks, including widths and types of surface.
(h) Landscaping, designation, specific plantings.
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(k) Lighting, including plan location and detail information, size, type and wattage.
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(m) Existing trees on the site which are a caliper of six (6) inches or larger.
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(t) Curbing.
(u) Such other information as the Planning Board may reasonably request.

(3) The construction of the work as detailed on the site plan shall not deviate from the work shown on the approved site plan. Accordingly, the site plan shall contain a sufficient level of detail to ensure the constructability of the project. Supporting details and documentation shall be presented as part of the site plan submission.

(4) Incomplete applications for both the minor and major review shall not be accepted by the Board of Selectmen. Following submission of a site plan to the Board of Selectmen, the Board or its designee shall review the plan for completeness within three (3) business days of the submission. Completeness shall be based on the requirements of this subsection. If the submission is determined incomplete by the Board of Selectmen or its agent, notice will be mailed to the applicant by certified mail within three (3) business days of the submission specifying the deficiencies.

D. The Plan shall be prepared by a professional engineer, land surveyor, architect or landscape architect registered to practice in the Commonwealth of Massachusetts, and shall be submitted with eleven copies to the office of the Board of Selectmen, together with an application form and a filing fee, if any.

E. Approval Required. [Amended 4-14-86 ATM, Art. 48]

(1) Site plan approval shall be granted upon determination by the Board of Selectmen that the following are complied with. Any new building construction or other site alteration shall provide adequate access to each structure for fire and service equipment and adequate provision for utilities and stormwater drainage consistent with the functional requirements of the Southborough Planning Board's "Rules and Regulations for the

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Cont., Art. 41.

Subdivision of Land"; and shall be so designed that for the given location and type and extent of land use, the design of building form, building location, egress points, grading and other elements of the development shall be so as to:

(a) Minimize the volume of cut and fill, the number of removed trees six inches in caliper and larger, length of removed stone walls, the area of wetland vegetation displaced, the extent of stormwater flow increase from the site, soil erosion and threat of air or water pollution;

(b) Maximize pedestrian and vehicular safety and convenience within the site and egressing from it;

(c) Minimize obstruction of scenic views from publicly accessible locations;

(d) Minimize visual intrusion by minimizing the visibility of parking, storage, or other outdoor service areas viewed from public ways or premises residentially used or zoned; minimizing glare from headlights through plantings or other screening; minimizing lighting intrusion through use of such devices as cutoff luminaires confining direct rays to the site; fixture mounting height not higher than twenty (20) feet except adjacent to Route 9; and avoiding unreasonable departure from the character of building in the vicinity.

(2) The Board of Selectmen shall adopt and from time to time amend reasonable regulations for the administration of these guidelines.

F. The Board of Selectmen shall hold a public hearing on the application for site plan approval, with a written notice of the time and place of said hearing being given the applicant and the Planning Board. The Applicant is responsible for sending this notice to the certified abutters by Certified Mail/Return Receipt Requested, at least ten days before the scheduled hearing. The Board of Selectmen shall not act on the application until it has received and given due consideration to the recommendations of the Board of Selectmen, or until ten days have elapsed after the public hearing without receipt of the Planning Board comments.

G. The Board of Selectmen shall act on an application for site plan approval and shall notify in writing the applicant, the Planning Board and the Building Inspector of its action within sixty (60) days of the receipt of the application. Failure of the Board of Selectmen to so act and to notify the applicant within said sixty (60) days shall constitute approval of the site plan. The actions allowed by the site plan approval are authorized for a one-year period from the date of grant thereof. The applicant shall be granted a single one-year extension by applying to the Board of Selectmen in writing prior to the date of expiration. If the actions permitted are not exercised or the approval not extended, they shall lapse, and a new application notice and hearing will be required. [Amended 4-13-87 ATM, Art. 43]

H. Any person aggrieved by the action of the Board of Selectmen on a site plan approval application may appeal said action to the Zoning Board of Appeals as provided in Article VI hereof.

I. Minor departures from the site plan as approved may be authorized by the Building Inspector after approval of the Site Plan Review Committee if required by engineering or other circumstances not foreseen at the time of plan approval. Any change increasing the size of any building or structure, changing the location of any building, parking or access road by more than ten (10) feet or reducing landscaping or screening may be made only through review by the Board of Selectmen following the same procedures as for an original submittal. Any departure must be requested in writing with the basis for the change given. Any change authorized shall be recorded on the file copy of the site plan with the Building Inspector's signature and the date. [Amended 4-14-86 ATM, Art. 48]

J. [formerly I.] The removal, fill or change of grade of earth materials, including soil, loam, sand or gravel, undertaken in order to construct or locate buildings, structures and such features accessory thereto as ways, driveways, areaways, walks or parking areas, and therefore exempt from regulations under Chapter 85 of this Code, is a part of construction and

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Cont., Art. 41.

development process regulated by the Zoning chapter. Except as necessary for the construction of detached one- or two-family dwellings and of features accessory thereto, the removal, fill or change of grade of earth materials for the purposes defined above shall be subject to approval under this section. Where the commencement of removal, fill or change of grade of earth materials precedes construction by three (3) months or more, the submission and approval of the site plan may be undertaken in two (2) stages, with the information for the first stage limited to property boundaries, existing and proposed topography at two-foot or lesser contour intervals, the character of the soil to be removed, added or relocated, the location and depth of any service and drainage conduits or pipes and the approximate location of any existing or proposed buildings, structures or physical features accessory thereto. Each stage shall be treated as a separate site plan for the purposes of this section, and the approval of Stage 1 of a site plan shall not be construed to assure the subsequent approval of Stage 2 [Added 4-8-85 ATM, Art. 39]

K. Compliance. The issuance of an occupancy permit will not be given prior to the satisfactory completion of all elements and conditions of the approved site plan. A temporary occupancy permit may be issued after the satisfactory completion of all items essential to public health and safety, and sufficient bonding acceptable to the Board of Selectmen is provided to the Town to cover all outstanding items.

NEW AMENDMENT: (as stated above) DEFEATED UNANIMOUSLY.

MAIN MOTION PASSED by the following HAND COUNT VOTE: YES: 147 NO: 27,

as follows: That the Town amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-10 "Site Plan Approval", by deleting subsection 174-10 in its entirety and inserting the following:

A. The purpose of the site plan review procedure is to encourage a desirable and compatible character of development within the Town of Southborough, and to assure safety, promote logic, imagination and innovation in the design process while complying with all zoning requirements. The requirements of this section shall be applicable to the following:

(1) Any nonresidential development that results in an increase in on-site parking:

(2) All modifications to existing development projects which fall within the applicability of the Town's regulations for Parking and Loading (174-12), or Landscaping (174-13).

Site Plan Review will be processed by one of the following means:

B. Minor Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds less than 2,000 square feet of floor area, or which would require at least five (5) but less than twenty (20) parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Minor Plan Review by the Site Plan Review Committee. The Site Plan Review Committee shall be chaired by the Town Planner and will consist of a Selectmen or their designee, Building Inspector, Highway Superintendent, Board of Health Agent, Superintendent of the Water Department, Police Chief, and Fire Chief or their designee, who will meet at a regularly scheduled time and place to review plans. The Committee shall also seek the advice of the Conservation Commission in the review of all Minor Plan submissions.

(1) Minor Plan Review will require ten (10) copies of the site plan be submitted to the office of the Planning Board, together with an application form and filing fee. All plans will be prepared at a scale no greater than 1" = 40' on standard 24" x 36" sheets, and shall show as a minimum:

(a) all existing and proposed buildings, including setbacks;
(b) existing and proposed parking;
(c) driveway openings;
(d) all property and street lines;
(e) existing and proposed landscaping;
(f) existing and proposed signs;
(g) surfacing, indicating treatment of all surfaces;
(h) location of all wetlands;
(i) method of sewage disposal;
(j) water supply;
(k) storm water drainage;
(l) such other information as the Site Plan Review Committee may reasonably request.

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Cont., Art. 41.

(2) Any dispute arising from the Minor Plan Review Process, or any plan not receiving unanimous approval from the Site Plan Review Committee shall be referred to the Planning Board for action. The Committee may also refer to the Planning Board any Site Plan that due to unusual circumstances or a unique situation they feel should be approved through the Major Site Plan Review Process.

(3) The Site Plan Review Committee shall approve, disapprove, or refer to the Planning Board all submittals for Minor Plan Review within 30 days of a completed application to the office of the Planning Board.

(4) Where applicable, all other criteria and conditions of this section will govern Minor Plan Review.

C. Major Plan Review: Any new development, expansion, or change in use other than a single family or two family residence which adds 2,000 square feet or more of floor area, or which would require twenty (20) or more parking spaces, regardless of the number of parking spaces existing on the premises, shall be subject to Major Plan Review by the Planning Board. The major Site Plan submission shall consist of the following elements:

(1) Ownership, zoning, use and the general location of structure and topography within three hundred (300) feet of the property lines of the site or adjacent land contiguously owned with the site.

(2) All site features, existing or proposed, including but not limited to the following:

(a) Driveways, including widths.
(b) Parking facilities, including dimensions thereof.
(c) Loading facilities.
(d) Service areas.
(e) Street line, including widths.
(f) Roadways, including widths.
(g) Pedestrian walks, including widths and types of surface.
(h) Landscaping, designation, specific plantings.
(i) Screening.
(j) Signs, including proposed sizes, mounting heights, types and drafted design.
(k) Lighting, including plan location and detail information, size, type and wattage.
(l) Surfacing, indicating treatment of all surfaces.
(m) Existing trees on the site which are a caliper of six (6) inches or larger.
(n) Wetlands.
(o) Drainage, including detailed design data, pipe sizing, etc.
(p) Stone walls.
(q) Topography at two-foot contour intervals.
(r) Sewage disposal, including detailed design information.
(s) Water Supply.
(t) Curbing.
(u) Such other information as the Planning Board may reasonably request.

(3) The construction of the work as detailed on the site plan shall not deviate from the work shown on the approved site plan. Accordingly, the site plan shall contain a sufficient level of detail to ensure the constructability of the project. Supporting details and documentation shall be presented as part of the site plan submission.

(4) Incomplete applications for both the minor and major review shall not be accepted by the Planning Board. Following submission of a site plan to the Planning Board, the Board or its designee shall review the plan for completeness within three (3) business days of the submission. Completeness shall be based on the requirements of this subsection. If the submission is determined incomplete by the Planning Board or its agent, notice will be mailed to the applicant by certified mail within three (3) business days of the submission specifying the deficiencies.

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Cont., Art. 41.

D. The Plan shall be prepared by a professional engineer, land surveyor, architect or landscape architect registered to practice in the Commonwealth of Massachusetts, and shall be submitted with eleven copies to the office of the Planning Board, together with an application form and a filing fee, if any.

E. Approval Required. [Amended 4-14-86 ATM, Art. 48]

(1) Site plan approval shall be granted upon determination by the Planning Board that the following are complied with. Any new building construction or other site alteration shall provide adequate access to each structure for fire and service equipment and adequate provision for utilities and stormwater drainage consistent with the functional requirements of the Southborough Planning Board's "Rules and Regulations for the Subdivision of Land"; and shall be so designed that for the given location and type and extent of land use, the design of building form, building location, egress points, grading and other elements of the development shall be so as to:

(a) Minimize the volume of cut and fill, the number of removed trees six inches in caliper and larger, length of removed stone walls, the area of wetland vegetation displaced, the extent of stormwater flow increase from the site, soil erosion and threat of air or water pollution;

(b) Maximize pedestrian and vehicular safety and convenience within the site and egressing from it;

(c) Minimize obstruction of scenic views from publicly accessible locations;

(d) Minimize visual intrusion by minimizing the visibility of parking, storage, or other outdoor service areas viewed from public ways or premises residentially used or zoned; minimizing glare from headlights through plantings or other screening; minimizing lighting intrusion through use of such devices as cutoff luminaires confining direct rays to the site; fixture mounting height not higher than twenty (20) feet except adjacent to Route 9; and avoiding unreasonable departure from the character of building in the vicinity.

(2) The Planning Board shall adopt and from time to time amend reasonable regulations for the administration of these guidelines.

F. The Planning Board shall hold a public hearing on the application for site plan approval, with a written notice of the time and place of said hearing being given the applicant and the Board of Selectmen. The Applicant is responsible for sending this notice to the certified abutters by Certified Mail/Return Receipt Requested, at least ten days before the scheduled hearing. The Planning Board shall not act on the application until it has received and given due consideration to the recommendations of the Board of Selectmen, or until ten days have elapsed after the public hearing without receipt of the Selectmen's comments.

G. The Planning Board shall act on an application for site plan approval and shall notify in writing the applicant, the Board of Selectmen and the Building Inspector of its action within sixty (60) days of the receipt of the application. Failure of the Planning Board to so act and to notify the applicant within said sixty (60) days shall constitute approval of the site plan. The actions allowed by the site plan approval are authorized for a one-year period from the date of grant thereof. The applicant shall be granted a single one-year extension by applying to the Planning Board in writing prior to the date of expiration. If the actions permitted are not exercised or the approval not extended, they shall lapse, and a new application notice and hearing will be required. [Amended 4-13-87 ATM, Art. 43]

H. Any person aggrieved by the action of the Planning Board on a site plan approval application may appeal said action to the Zoning Board of Appeals as provided in Article VI hereof.

I. Minor departures from the site plan as approved may be authorized by the Building Inspector after approval of the Site Plan Review Committee if required by engineering or other circumstances not foreseen at the time of plan approval. Any change increasing the size of any building or structure, changing the location of any building, parking or access road by more than ten (10) feet or reducing landscaping or screening may be made only through review by the Planning Board following the same procedures as for an original submittal. Any departure must be requested in writing with the basis for the change given. Any change authorized shall be recorded on the file copy of the site plan with the Building Inspector's signature and the date. [Amended 4-14-86 ATM, Art. 48]

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Cont., Art. 41.

J. [formerly I.] The removal, fill or change of grade of earth materials, including soil, loam, sand or gravel, undertaken in order to construct or locate buildings, structures and such features accessory thereto as ways, driveways, areaways, walks or parking areas, and therefore exempt from regulations under Chapter 85 of this Code, is a part of construction and development process regulated by the Zoning chapter. Except as necessary for the construction of detached one- or two-family dwellings and of features accessory thereto, the removal, fill or change of grade of earth materials for the purposes defined above shall be subject to approval under this section. Where the commencement of removal, fill or change of grade of earth materials precedes construction by three (3) months or more, the submission and approval of the site plan may be undertaken in two (2) stages, with the information for the first stage limited to property boundaries, existing and proposed topography at two-foot or lesser contour intervals, the character of the soil to be removed, added or relocated, the location and depth of any service and drainage conduits or pipes and the approximate location of any existing or proposed buildings, structures or physical features accessory thereto. Each stage shall be treated as a separate site plan for the purposes of this section, and the approval of Stage 1 of a site plan shall not be construed to assure the subsequent approval of Stage 2 [Added 4-8-85 ATM, Art. 39]

K. Compliance. The issuance of an occupancy permit will not be given prior to the satisfactory completion of all elements and conditions of the approved site plan. A temporary occupancy permit may be issued after the satisfactory completion of all items essential to public health and safety, and sufficient bonding acceptable to the Planning Board is provided to the Town to cover all outstanding items.

ARTICLE 42: To see if the Town will vote to amend Article I Miscellaneous Provisions of the Zoning Code of the Town of Southborough as follows,

1. Amend Section 174-2.B. Definitions by inserting the following definition at its appropriate alphabetical location:

VEHICULAR USE AREA - Vehicular use areas shall include all areas used for the circulation, parking, and/or display of any and all types of vehicles, boats, or heavy construction equipment, whether self-propelled or not, and all land upon which vehicles traverse as a function of the primary uses. Driveways and parking spaces serving single family residential uses shall be an exception to this definition.

2. Amend Section 174-13. Landscaping by deleting subsections A through J and replace with the following:

A. APPLICABILITY. Street, side line, vehicular use area and district boundary plantings and screening shall be provided as specified below when any new building, addition or change of use requires a parking increase of five (5) or more spaces. In performing site plan review under 174-10, the Board of Selectmen may authorize alternatives to the following specification, taking into consideration existing vegetation, topography, soils and other site conditions, provided that equivalent screening, shading, and articulation are achieved.

B. PLANTINGS. Required plantings shall include both trees and evergreen shrubs, and preferably will include ones existing on the site. To be credited towards meeting these requirements, trees must be at least two and one-half (2-1/2) inches in caliper four (4) feet above grade, be of a species common in the area, and be ones which reach an ultimate height of at least thirty (30) feet. to be credited towards meeting these requirements, shrubs must be at least thirty-six (36) inches in height at the time of building occupancy, reach an ultimate height of at least five (5) feet, and be of a species common in the area. Plantings shall consist of at least one (1) tree per forty (40) linear feet of planting area length, except one (1) tree per twenty (20) linear feet of street planting area abutting Route 9, and at least (1) shrub per three (3) feet. Plantings preferably will be grouped, not evenly spaced, and shall be located or trimmed to avoid blocking egress visibility. The planting area shall be unpaved except for access drives and walks essentially perpendicular to the area and shall be located wholly within the lot.

C. STREET PLANTING AREA. Street planting is required for nonresidential premises. Required street planting shall be provided within fifteen (15) feet of the street property line along the entire street frontage except at drives.

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Cont., Art. 42.

D. SIDE LINE PLANTING AREA. Side line planting shall be provided within five (5) feet of the side lot line between the front lot line and the building setback (as abuilt, not as required).

E. VEHICULAR USE AREA PLANTINGS - The exterior perimeter of all vehicular use areas shall be planted with a buffer strip at least five (5) feet in width, excluding accessways. Any vehicular use area abutting a lot that is residentially used or zoned shall be plated with a buffer strip at least ten (10) feet in width and shall be supplemented with an opaque fence or wall at least six (6) feet high, unless there is vegetation suffficiently dense to effectively obscure vision. A minimum of two percent (2%) of the interior area of parking lots containing thirty (30) or more spaces must be planted. A minimum of one (1) tree and four (4) shrubs exclusive of perimeter plantings must be planted for every one thousand five hundred (1,500) square feet of parking lot. Planting areas must each contain not less than thirty (30) square feet of unpaved soil area. Trees and soil plots shall be so located as to provide visual relief and wind interruption within the parking area, and to assure safe patterns of internal circulation.

F. DISTRICT BOUNDARY PLANTING AREA. District boundary planting is required on any premises along the full length of any boundary abutting or extending into an RA or RB District and being developed for a use not allowed in that district, unless abutting property is determined by the Selectmen to be unbuildable or visually separated by topographic features. Required planting shall be located within ten (10) feet of the boundary.

G. [formerly H.] EXISTING VEGETATION. Wherever possible, the above requirements shall be met by retention of existing plants. If located within twenty-five (25) feet of a street, no existing tree of six (6) inches in caliper or greater (measured four (4) feet above grade), dense hedgerow of four (4) or more feet in both depth and height, or existing earth berm providing similar visual screening shall be removed or have grade changed more than one (1) foot unless dictated by public health, access safety or identification of the premises.

H. [formerly I.] Exceptions. Where plant materials as required would harmfully obstruct a scenic view, substitution of additional low level plantings which will visually define the street edge or property line may be authorized, provided that proposed buildings are also designed and located to preserve that scenic view.

I. SITE DISTANCE RESTRICTIONS - When an accessway intersects a public street or another accessway, required plantings shall conform to the requirements of unobstructed site distance as outlined in the Parking and Loading Regulations (Sec. 174-12.E).

J. MAINTENANCE. All plant materials required by this chapter shall be maintained in a healthful condition. Dead limbs shall be promptly removed, and dead plants shall be replaced at the earliest appropriate season. Any fences required for screening shall be properly maintained.

[K. NONCONFORMING LANDSCAPING AND SCREENING (No changes)]

or do or act anything in relation thereto.

MOTION MADE: That the Town amend Article I Miscellaneous Provisions of the Zoning Code of the Town of Southborough as follows.

1. Amend Section 174-2.B. Definitions by inserting the following definition at its appropriate alphabetical location:

VEHICULAR USE AREA - Vehicular use areas shall include all areas used for the circulation, parking, and/or display of any and all types of vehicles, boats, or heavy construction equipment, whether self-propelled or not, and all land upon which vehicles traverse as a function of the primary uses. Driveways and parking spaces serving single family residential uses shall be an exception to this definition.

2. Amend Section 174-13. Landscaping by deleting subsections A through J and replace with the following:

A. APPLICABILITY. Street, side line, vehicular use area and district boundary plantings and screening shall be provided as specified below when any new building, addition or change of use requires a parking increase of five (5) or more spaces. In performing site plan review under 174-10, the Board of Selectmen may authorize alternatives to the following specification, taking into consideration existing vegetation, topography, soils and other site conditions, provided that equivalent screening, shading, and articulation are achieved.

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Cont., Art. 42.

8. PLANTINGS. Required plantings shall include both trees and evergreen shrubs, and preferably will include ones existing on the site. To be credited towards meeting these requirements, trees must be at least two and one-half (2-1/2) inches in caliper four (4) feet above grade, be of a species common in the area, and be ones which reach an ultimate height of at least thirty (30) feet. to be credited towards meeting these requirements, shrubs must be at least thirty-six (36) inches in height at the time of building occupancy, reach an ultimate height of at least five (5) feet, and be of a species common in the area. Plantings shall consist of at least one (1) tree per forty (40) linear feet of planting area length, except one (1) tree per twenty (20) linear feet of street planting area abutting Route 9, and at least (1) shrub per three (3) feet. Plantings preferably will be grouped, not evenly spaced, and shall be located or trimmed to avoid blocking egress visibility. The planting area shall be unpaved except for access drives and walks essentially perpendicular to the area and shall be located wholly within the lot.

C. STREET PLANTING AREA. Street planting is required for nonresidential premises. Required street planting shall be provided within fifteen (15) feet of the street property line along the entire street frontage except at drives.

D. SIDE LINE PLANTING AREA. Side line planting shall be provided within five (5) feet of the side lot line between the front lot line and the building setback (as abuilt, not as required).

E. VEHICULAR USE AREA PLANTINGS - The exterior perimeter of all vehicular use areas shall be planted with a buffer strip at least five (5) feet in width, excluding accessways. Any vehicular use area abutting a lot that is residentially used or zoned shall be planted with a buffer strip at least ten (10) feet in width and shall be supplemented with an opaque fence or wall at least six (6) feet high, unless there is vegetation suffficiently dense to effectively obscure vision. A minimum of two percent (2%) of the interior area of parking lots containing thirty (30) or more spaces must be planted. A minimum of one(1) tree and four (4) shrubs exclusive of perimeter plantings must be planted for every one thousand five hundred (1,500) square feet of parking lot. Planting areas must each contain not less than thirty (30) square feet of unpaved soil area. Trees and soil plots shall be so located as to provide visual relief and wind interruption within the parking area, and to assure safe patterns of internal circulation.

F. DISTRICT BOUNDARY PLANTING AREA. District boundary planting is required on any premises along the full length of any boundary abutting or extending into an RA or RB District and being developed for a use not allowed in that district, unless abutting property is determined by the Selectmen to be unbuildable or visually separated by topographic features. Required planting shall be located within ten (10) feet of the boundary.

G. [formerly H.] EXISTING VEGETATION. Wherever possible, the above requirements shall be met by retention of existing plants. If located within twenty-five (25) feet of a street, no existing tree of six (6) inches in caliper or greater (measured four (4) feet above grade), dense hedgerow of four (4) or more feet in both depth and height, or existing earth berm providing similar visual screening shall be removed or have grade changed more than one (1) foot unless dictated by public health, access safety or identification of the premises.

H. [formerly I.] Exceptions. Where plant materials as required would harmfully obstruct a scenic view, substitution of additional low level plantings which will visually define the street edge or property line may be authorized, provided that proposed buildings are also designed and located to preserve that scenic view.

I. SITE DISTANCE RESTRICTIONS - When an accessway intersects a public street or another accessway, required plantings shall conform to the requirements of unobstructed site distance as outlined in the Parking and Loading Regulations (Sec. 174-12.E).

J. MAINTENANCE. All plant materials required by this chapter shall be maintained in a healthful condition. Dead limbs shall be promptly removed, and dead plants shall be replaced at the earliest appropriate season. Any fences required for screening shall be properly maintained.

[K. NONCONFORMING LANDSCAPING AND SCREENING (No changes)] (2/3 vote required)

CONTINUED

Cont., Art. 42.

1st.
AMENDMENT to MOTION MADE: Change Section 174-13, Paragraph B. PLANTINGS in the second sentence to read, "To be credited towards meeting these requirements, trees must be at least two and one-half inches in caliper six (6) inches above grade,..."

1st.
AMENDMENT to MOTION: (as stated above) VOTED UNANIMOUSLY.

2nd.
AMENDMENT to MOTION MADE: To change the wording in Article 42, # 2, A. to change the wording in the fourth line to read "under 174.10 the Planning Board ..." instead of "Board of Selectmen"

2nd.
AMENDMENT to MOTION: (as stated above) VOTED UNANIMOUSLY.

MOTION MADE: To TABLE ARTICLE 42.
VOTED UNANIMOUSLY: To TABLE ARTICLE 42.

See page (70) of this Transcript for the Vote on Article 42.

ARTICLE 43: To see if the Town will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-12 "Parking and Loading Regulations", as follows:

A. GENERAL REQUIREMENTS. No change.

B. SURFACING. Required vehicular use areas shall be paved with bituminous concrete unless serving a single family dwelling. An alternative surface may be approved by the Board of Selectmen upon its determination that drainage, erosion, siltation, dust, and appearance will be satisfactorily controlled.

Where an alternative to bituminous concrete is authorized by the Board of Selectmen, the following shall be complied with:

(a) Access drives shall be paved with bituminous concrete or other pavement authorized by the Board of Selectmen for at least 15 feet inside of the street or property line unless the street itself is not paved.

(b) Grading and materials selection shall assure that surface materials will not be carried into the street, and that drainage is positively provided for.

(c) If there are eight or more parking spaces there shall be provisions for identifying individual spaces through use of segmented bumper strips or other similar permanent means.

C. DIMENSIONAL REQUIREMENTS. (formerly B)

1. Loading. No Change.

2. Parking, change "...width of the aisle shall not be less than twenty-two (22) feet..."

D. LOADING REQUIREMENTS. (formerly C), No change.

E. PARKING REQUIREMENTS. (formerly D). Off-street parking spaces shall be provided according to the following schedule, and not more than twenty-five percent (25%) of the required parking spaces other than for dwellings, shall be located in the required front yard.

(1) Dwellings: two spaces for each dwelling unit containing one (1) or two (2) bedrooms; three (3) spaces for each dwelling unit containing three (3) or more bedrooms, plus one (1) space for each eighty (80) square feet of floor area devoted to a customary home occupation or a professional use.

(2) Hotels, motels, board or rooming houses and other places providing overnight accommodations: one (1) space for each room accommodation, plus one (1) space for each two (2) employees, plus one (1) space for each 400 square feet of public meeting area and restaurant.

CONTINUED

Cont., Art. 43.

(3) No change.

(4) Schools and colleges: two (2) spaces per classroom for elementary and intermediate, 2.5 spaces per classroom for secondary, and one (1) space per two (2) students beyond secondary. None to be less than one (1) space per teacher and staff.

(5) No change.

(6) Hospitals, nursing homes, homes for the aged: hospitals: one (1) space per bed; nursing home: one (1) space per two (2) beds; homes for the aged: one (1) space per 1.5 units.

(7) Theaters, membership clubs and places of amusement, recreation and assembly (public or private): one (1) space per four (4) seats.

(8) No change.

(9) No change.

(10)No change.

(11)Medical and dental offices: one (1) space per 200 square feet gross floor area.

(12)Industry, processing, manufacturing, assembly and research and development: one (1) space for each three hundred (300) square feet of floor area, plus space for company-owned trucks and vans and the required loading spaces.

(13)All other offices and nonresidential uses: Three and one-half (3.5) spaces for each 1,000 square feet of gross floor area.

(14)No change.

or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III. "Use Regulations", Subsection 174-12 "Parking and Loading Regulations", as follows:

A. GENERAL REQUIREMENTS. No change.

B. SURFACING. Required vehicular use areas shall be paved with bituminous concrete unless serving a single family dwelling. An alternative surface may be approved by the Board of Selectmen upon its determination that drainage, erosion, siltation, dust, and appearance will be satisfactorily controlled.

Where an alternative to bituminous concrete is authorized by the Board of Selectmen, the following shall be complied with:

(a) Access drives shall be paved with bituminous concrete or other pavement authorized by the Board of Selectmen for at least 15 feet inside of the street or property line unless the street itself is not paved.

(b) Grading and materials selection shall assure that surface materials will not be carried into the street, and that drainage is positively provided for.

(c) If there are eight or more parking spaces there shall be provisions for identifying individual spaces through use of segmented bumper strips or other similar permanent means.

C. DIMENSIONAL REQUIREMENTS. (formerly B)

1. Loading. No Change.

2. Parking, change "...width of the aisle shall not be less than twenty-two (22) feet..."

CONTINUED

Cont., Art. 43.

D. LOADING REQUIREMENTS. (formerly C). No change.

E. PARKING REQUIREMENTS. (formerly D). Off-street parking spaces shall be provided according to the following schedule, and not more than twenty-five percent (25%) of the required parking spaces other than for dwellings, shall be located in the required front yard.

(1) Dwellings: two spaces for each dwelling unit containing one (1) or two (2) bedrooms; three (3) spaces for each dwelling unit containing three (3) or more bedrooms, plus one (1) space for each eighty (80) square feet of floor area devoted to a customary home occupation or a professional use.

(2) Hotels, motels, board or rooming houses and other places providing overnight accommodations: one (1) space for each room accommodation, plus one (1) space for each two (2) employees, plus one (1) space for each 400 square feet of public meeting area and restaurant.

(3) No change.

(4) Schools and colleges: two (2) spaces per classroom for elementary and intermediate, 2.5 spaces per classroom for secondary, and one (1) space per two (2) students beyond secondary. None to be less than one (1) space per teacher and staff.

(5) No change.

(6) Hospitals, nursing homes, homes for the aged: hospitals: one (1) space per bed; nursing home: one (1) space per two (2) beds; homes for the aged: one (1) space per 1.5 units.

(7) Theaters, membership clubs and places of amusement, recreation and assembly (public or private): one (1) space per four (4) seats.

(8) No change.

(9) No change.

(10)No change.

(11)Medical and dental offices: one (1) space per 200 square feet gross floor area.

(12)Industry, processing, manufacturing, assembly and research and development: one (1) space for each three hundred (300) square feet of floor area, plus space for company-owned trucks and vans and the required loading spaces.

(13)All other offices and nonresidential uses: Three and one-half (3.5) spaces for each 1,000 square feet of gross floor area.

(14)No change.

F. Egress (formerly E). No change. (2/3 vote required)

AMENDMENT to MOTION: To change the words "BOARD OF SELECTMEN" to "PLANNING BOARD" where ever it appears.

VOTED UNANIMOUSLY: To change the words "BOARD OF SELECTMEN" to "PLANNING BOARD" where ever it appears.

MOTION as AMENDED VOTED UNANIMOUSLY : That the Town amend the Code of the Town of Southborough Zoning Article III, "Use Regulations", Subsection 174-12 "Parking and Loading Regulations", as follows:

CONTINUED

Cont., Art. 43.

A. GENERAL REQUIREMENTS. No change.

B. SURFACING. Required vehicular use areas shall be paved with bituminous concrete unless serving a single family dwelling. An alternative surface may be approved by the Planning Board upon its determination that drainage, erosion, siltation, dust, and appearance will be satisfactorily controlled.

Where an alternative to bituminous concrete is authorized by the Planning Board , the following shall be complied with:

(a) Access drives shall be paved with bituminous concrete or other pavement authorized by the Planning Board for at least 15 feet inside of the street or property line unless the street itself is not paved.

(b) Grading and materials selection shall assure that surface materials will not be carried into the street, and that drainage is positively provided for.

(c) If there are eight or more parking spaces there shall be provisions for identifying individual spaces through use of segmented bumper strips or other similar permanent means.

C. DIMENSIONAL REQUIREMENTS. (formerly B)

1. Loading. No Change.

2. Parking, change "...width of the aisle shall not be less than twenty-two (22) feet..."

D. LOADING REQUIREMENTS. (formerly C). No change.

E. PARKING REQUIREMENTS. (formerly D). Off-street parking spaces shall be provided according to the following schedule, and not more than twenty-five percent (25%) of the required parking spaces other than for dwellings, shall be located in the required front yard.

(1) Dwellings: two spaces for each dwelling unit containing one (1) or two (2) bedrooms; three (3) spaces for each dwelling unit containing three (3) or more bedrooms, plus one (1) space for each eighty (80) square feet of floor area devoted to a customary home occupation or a professional use.

(2) Hotels, motels, board or rooming houses and other places providing overnight accommodations: one (1) space for each room accommodation, plus one (1) space for each two (2) employees, plus one (1) space for each 400 square feet of public meeting area and restaurant.

(3) No change.

(4) Schools and colleges: two (2) spaces per classroom for elementary and intermediate, 2.5 spaces per classroom for secondary, and one (1) space per two (2) students beyond secondary. None to be less than one (1) space per teacher and staff.

(5) No change.

(6) Hospitals, nursing homes, homes for the aged: hospitals: one (1) space per bed; nursing home: one (1) space per two (2) beds; homes for the aged: one (1) space per 1.5 units.

(7) Theaters, membership clubs and places of amusement, recreation and assembly (public or private): one (1) space per four (4) seats.

(8) No change.

(9) No change.

(10)No change.

(11)Medical and dental offices: one (1) space per 200 square feet gross floor area.

(12)Industry, processing, manufacturing, assembly and research and development: one (1) space for each three hundred (300) square feet of floor area, plus space for company-owned trucks and vans and the required loading spaces.

(13)All other offices and nonresidential uses: Three and one-half (3.5) spaces for each 1,000 square feet of gross floor area.

(14)No change.

F. Egress (formerly E). No change.

MOTION MADE: To take from TABLE ARTICLE 42.

VOTED UNANIMOUSLY: To take from TABLE ARTICLE 42.

VOTED UNANIMOUSLY: (Motion as amended) as follows: That the Town amend Article I Miscellaneous Provisions of the Zoning Code of the Town of Southborough as follows:

1. Amend Section 174-2.B. Definitions by inserting the following definition at its appropriate alphabetical location:

VEHICULAR USE AREA - Vehicular use areas shall include all areas used for the circulation, parking, and/or display of any and all types of vehicles, boats, or heavy construction equipment, whether self-propelled or not, and all land upon which vehicles traverse as a function of the primary uses. Driveways and parking spaces serving single family residential uses shall be an exception to this definition.

2. Amend Section 174-13. Landscaping by deleting subsections A through J and replace with the following:

A. APPLICABILITY. Street, side line, vehicular use area and district boundary plantings and screening shall be provided as specified below when any new building, addition or change of use requires a parking increase of five (5) or more spaces. In performing site plan review under 174-10, the PLANNING BOARD may authorize alternatives to the following specification, taking into consideration existing vegetation, topography, soils and other site conditions, provided that equivalent screening, shading, and articulation are achieved.

B. PLANTINGS. Required plantings shall include both trees and evergreen shrubs, and preferably will include ones existing on the site. To be credited towards meeting these requirements, trees must be at least two and one-half inches in caliper six (6) inches above grade, be of a species common in the area, and be ones which reach an ultimate height of at least thirty (30) feet. to be credited towards meeting these requirements, shrubs must be at least thirty-six (36) inches in height at the time of building occupancy, reach an ultimate height of at least five (5) feet, and be of a species common in the area. Plantings shall consist of at least one (1) tree per forty (40) linear feet of planting area length, except one (1) tree per twenty (20) linear feet of street planting area abutting Route 9, and at least (1) shrub per three (3) feet. Plantings preferably will be grouped, not evenly spaced, and shall be located or trimmed to avoid blocking egress visibility. The planting area shall be unpaved except for access drives and walks essentially perpendicular to the area and shall be located wholly within the lot.

C. STREET PLANTING AREA. Street planting is required for nonresidential premises. Required street planting shall be provided within fifteen (15) feet of the street property line along the entire street frontage except at drives.

D. SIDE LINE PLANTING AREA. Side line planting shall be provided within five (5) feet of the side lot line between the front lot line and the building setback (as abuilt, not as required).

E. VEHICULAR USE AREA PLANTINGS - The exterior perimeter of all vehicular use areas shall be planted with a buffer strip at least five (5) feet in width, excluding accessways. Any vehicular use area abutting a lot that is residentially used or zoned shall be planted with a buffer strip at least ten (10) feet in width and shall be supplemented with an opaque fence or wall at least six (6) feet high, unless there is vegetation suffficiently dense to effectively obscure vision. A minimum of two percent (2%) of the interior area of parking lots containing thirty (30) or more spaces must be planted. A minimum of one(1) tree and four (4) shrubs exclusive of perimeter plantings must be planted for every one thousand five hundred (1,500) square feet of parking lot. Planting areas must each contain not less than thirty (30) square feet of unpaved soil area. Trees and soil plots shall be so located as to provide visual relief and wind interruption within the parking area, and to assure safe patterns of internal circulation.

CONTINUED

Cont., Art. 42.

F. DISTRICT BOUNDARY PLANTING AREA. District boundary planting is required on any premises along the full length of any boundary abutting or extending into an RA or RB District and being developed for a use not allowed in that district, unless abutting property is determined by the Selectmen to be unbuildable or visually separated by topographic features. Required planting shall be located within ten (10) feet of the boundary.

G. [formerly H.] EXISTING VEGETATION. Wherever possible, the above requirements shall be met by retention of existing plants. If located within twenty-five (25) feet of a street, no existing tree of six (6) inches in caliper or greater (measured four (4) feet above grade), dense hedgerow of four (4) or more feet in both depth and height, or existing earth berm providing similar visual screening shall be removed or have grade changed more than one (1) foot unless dictated by public health, access safety or identification of the premises.

H. [formerly I.] Exceptions. Where plant materials as required would harmfully obstruct a scenic view, substitution of additional low level plantings which will visually define the street edge or property line may be authorized, provided that proposed buildings are also designed and located to preserve that scenic view.

I. SITE DISTANCE RESTRICTIONS - When an accessway intersects a public street or another accessway, required plantings shall conform to the requirements of unobstructed site distance as outlined in the Parking and Loading Regulations (Sec. 174-12.E).

J. MAINTENANCE. All plant materials required by this chapter shall be maintained in a healthful condition. Dead limbs shall be promptly removed, and dead plants shall be replaced at the earliest appropriate season. Any fences required for screening shall be properly maintained.

[K. NONCONFORMING LANDSCAPING AND SCREENING (No changes)]

ARTICLE 44: To see if the Town will vote to amend the agreement entered into pursuant to Chapter 513 of the Acts of 1966 and among the City of Marlborough and the Towns of Berlin, Hudson, Maynard, Northborough, Southborough, and Westborough in the following manner:

By striking SECTION I - The Regional District School Committee in its entirety and inserting in place thereof the following new section:

SECTION I - The Regional District School Committee

(A) Committee: The Regional District School Committee, hereinafter referred to as the committee, shall consist of seven members, one from the City of Marlborough, and one from each of the Towns of Berlin, Hudson, Maynard, Northborough, Southborough, and Westborough, all of whom shall be appointed in the manner hereinafter described.

(B) Appointed Members: Not sooner than four months and not later than two months from the date the elected representative of the City of Marlborough's term expires, the City of Marlborough shall appoint one member to serve for a four year term. Thereafter, in every year in which the term of the appointed member expires, the City of Marlborough, not sooner than four months and not later than two months from said expiration date, shall appoint one member for a four year term. Not sooner than four months and not later than two months from the expiration date of each of the member town's elected representative's term of office, the member town shall appoint one member to serve for a term of four years. Thereafter, in every year in which the member town representative's term expires, the member town, not sooner than four months and not later than two months from the expiration date of said term, shall appoint one member for a four year term of office.

The appointment shall be made in the City of Marlborough by a majority vote of the City Council and School Committee of the City of Marlborough, acting jointly and in the member towns by majority vote of the Board of Selectmen and the local school committee members from the member town involved, acting jointly.

A school district committee member shall serve until his or her successor is appointed and qualified.

(C) Vacancies: If a vacancy occurs among the appointed members of a town, the selectmen and the local school committee members from the member town involved, by a majority vote, acting jointly, shall appoint a member to serve for the balance of the unexpired term. If a vacancy occurs from the City of Marlborough, the city council and school committee of the City of Marlborough acting jointly, and by a majority vote of those present and voting, shall appoint a member to serve for the balance of the unexpired term.

CONTINUED

Cont., Art. 44.

(D) Organization and Commencement of Terms of Office: The term of office of any member from a member town shall begin immediately after the appointment and qualification of said member and the term of office of any member from the City of Marlborough shall begin on January 1, following the appointment and qualification of said member.

On the first Tuesday in June of each year, the Committee shall organize and choose by ballot a Chairman, and a Vice-Chairman from among its own membership.

(E) Powers and Duties: The Committee shall have all the powers and duties conferred and imposed upon it by this agreement and such other additional powers and duties as are specified in Chapter 513 of the Acts of 1966, and any amendments thereof or additions thereto, now or hereafter enacted, or as may be specified in any other applicable or special law.

(F) Quorum: The quorum for transaction of business shall be a majority of the Committee, but a number less than the majority may adjourn.

, or do or act anything in relation thereto.

MOTION MADE: That the Town amend the agreement entered into pursuant to Chapter 513 of the Acts of 1966 and among the City of Marlborough and the Towns of Berlin, Hudson, Maynard, Northborough, Southborough, and Westborough in the following manner:

By striking SECTION I - The Regional District School Committee in its entirety and inserting in place thereof the following new section:

SECTION I - The Regional District School Committee

(A) Committee: The Regional District School Committee, hereinafter referred to as the committee, shall consist of seven members, one from the City of Marlborough, and one from each of the Towns of Berlin, Hudson, Maynard, Northborough, Southborough, and Westborough, all of whom shall be appointed in the manner hereinafter described.

(B) Appointed Members: Not sooner than four months and not later than two months from the date the elected representative of the City of Marlborough's term expires, the City of Marlborough shall appoint one member to serve for a four year term. Thereafter, in every year in which the term of the appointed member expires, the City of Marlborough, not sooner than four months and not later than two months from said expiration date, shall appoint one member for a four year term. Not sooner than four months and not later than two months from the expiration date of each of the member town's elected representative's term of office, the member town shall appoint one member to serve for a term of four years. Thereafter, in every year in which the member town representative's term expires, the member town, not sooner than four months and not later than two months from the expiration date of said term, shall appoint one member for a four year term of office.

The appointment shall be made in the city of Marlborough by a majority vote of the City Council and School Committee of the City of Marlborough, acting jointly and in the member towns by majority vote of the Board of Selectmen and the local school committee members from the member town involved, acting jointly.

A school district committee member shall serve until his or her successor is appointed and qualified.

(C) Vacancies: If a vacancy occurs among the appointed members of a town, the selectmen and the local school committee members from the member town involved, by a majority vote, acting jointly, shall appoint a member to serve for the balance of the unexpired term. If a vacancy occurs from the City of Marlborough, the city council and school committee of the City of Marlborough acting jointly, and by a majority vote of those present and voting, shall appoint a member to serve for the balance of the unexpired term.

(D) Organization and Commencement of Terms of Office: The term of office of any member from a member town shall begin immediately after the appointment and qualification of said member and the term of office of any member from the City of Marlborough shall begin on January 1, following the appointment and qualification of said member.

On the first Tuesday in June of each year, the Committee shall organize and choose by ballot a Chairman, and a Vice-Chairman from among its own membership.

CONTINUED

Cont., Art. 44.

(E) Powers and Duties: The Committee shall have all the powers and duties conferred and imposed upon it by this agreement and such other additional powers and duties as are specified in Chapter 513 of the Acts of 1966, and any amendments thereof or additions thereto, now or hereafter enacted, or as may be specified in any other applicable or special law.

(F) Quorum: The quorum for transaction of business shall be a majority of the Committee, but a number less than the majority may adjourn.

MOTION: (as stated above) VOTED UNANIMOUSLY.

At 11:00 P.M. on Thursday, April 26, 1990 it was MOVED and UNANIMOUSLY Voted to Adjourn the April 26, 1990 Adjourned Session of the Annual Town Meeting to Monday, April 30, 1990 at 7:30 P.M.

A true copy:
Attest: Paul J Berry

PAUL J. BERRY, TOWN CLERK

(TOWN SEAL)

At the Adjourned Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough , MA., on Monday, April 30, 1990 at 7:30 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum, (170) voters were present).

Checkers: Janet M.E. Mattioli
Susanne S. Dumont
Lidia A. Kiley
Lois V. Denman

The Meeting was called to order at (8:20 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson, and sworn-in by Town Clerk, Paul J. Berry:

Edward G. McCarthy	181 Cordaville Road
Wayne A. Gates	94 OakHill Road
Paul Maffei	23 Overlook Drive
Joanne Perkins	75 Flagg Road

Moderator Wilson had a requestfrom the following non-voter to attend the Adjourned Session of the Annual Town Meeting:
Wayne Thies, Town Planner, Woonsocket, R.I.

There being no objections from the floor, it was Voted to allow the above non-voter to remain.

The boundaries of the Hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant .

ARTICLE 45: To see if the Town will vote to accept the provisions of M.G.L. Chapter 32, Section 22D and become a funding system, or do or act anything in relation thereto.

MOTION: (as stated in the words of the Article) VOTED UNANIMOUSLY.

ARTICLE 46: To see if the Town will vote to accept the provisions of Section 40 of Chapter 653 of the Acts of 1989 regarding assessment data changes for new growth, or do or act anything in relation thereto.

MOTION MADE: THAT THIS ARTICLE BE POSTPONED INDEFINITELY.

VOTED UNANIMOUSLY: THAT THIS ARTICLE BE POSTPONED INDEFINITELY.

(SEE PAGE(3) OF THIS TRANSCRIPT FOR THE VOTE ON ARTICLE 47).

ARTICLE 48: To see if the Town will vote to amend the Zoning Code of the Town of Southborough as follows, or act in relation thereto:

1. Amend Section 174-2. Definitions by inserting the following definitions at their appropriate alphabetical locations:

DWELLING, MULTIFAMILY - A dwelling containing three or more dwelling units.

DWELLING UNIT - Living quarters for a single family.

2. Amend Section 174-13.2 Major Residential Development by inserting a new Section D immediately above Section D and amending Section D to read Section E. Decision, to read as follows, redesignating following Sections and making any necessary reference revisions:

D. Multifamily development. The Planning Board may authorize inclusion of multifamily dwellings within a major residential development, subject to the following unless authorized as housing for the elderly under Section 174-8(p).

(1) To assure internal diversity and continuity with surrounding development, single-family and two-family dwellings are allowed within a multifamily development. Not more than two-thirds of the dwelling units on any parcel developed subject to these provisions shall be in multifamily dwellings.

(2) To maintain the visual scale of the community, each dwelling unit shall have its own exterior entrance; there shall be not more than four dwelling units in any structure; and multifamily structures shall be clustered in groups, with not more than sixteen dwelling units in any group. Buildings within groups shall normally be separated from each other by not less than twice the required side yard, and there shall be not less than 1,000 feet separation between dwellings in any such group and any other multifamily dwellings on or off the premises, unless the Planning Board authorizes a reduction of up to one-third in such requirements, upon its determination that doing so serves the objectives of the Bylaw.

(3) The number of dwelling units allowed shall be the same as the number of lots allowed under the other provisions of 174-13.2, including bonused development. More than one structure may be allowed on a lot, footnote (2) to Section 174-8 notwithstanding.

(4) Visual separation from nearby premises shall be assured through providing yards of double the usually required dimension between any multifamily structure or parking area for six or more cars and the boundaries of the major residential development, and through having any exterior lighting shielded and mounted not more than ten feet high.

CONTINUED

Cont., Art. 48.

(5) To assure environmental benefit from the compact development which this form of development facilitates, not less than 25% of the site area shall be retained in a natural state, either subject to a conservation restriction or deeded to the Town.

3. Strike Section 174-8 B (1) (q) and in its place add:

(q) Other multifamily dwellings, if within a Major Residential Development,

with column entries of "NO" for the IP district and "PB" for all others.

MOTION MADE: That the Town amend the Zoning Code of the Town of Southborough as follows.

1. Amend Section 174-2. Definitions by inserting the following definitions at their appropriate alphabetical locations:

DWELLING, MULTIFAMILY - A dwelling containing three or more dwelling units.

DWELLING UNIT - Living quarters for a single family.

2. Amend Section 174-13.2 Major Residential Development by inserting a new Section D immediately above Section D and amending Section D to read Section E. Decision, to read as follows, redesignating following Sections and making any necessary reference revisions:

D. Multifamily development. The Planning Board may authorize inclusion of multifamily dwellings within a major residential development, subject to the following unless authorized as housing for the elderly under Section 174-8(p).

(1) To assure internal diversity and continuity with surrounding development, single-family ~~and~~ two-family dwellings are allowed within a multifamily development. Not more than two-thirds of the dwelling units on any parcel developed subject to these provisions shall be in multifamily dwellings.

(2) To maintain the visual scale of the community, each dwelling unit shall have its own exterior entrance; there shall be not more than four dwelling units in any structure; and multifamily structures shall be clustered in groups, with not more than sixteen dwelling units in any group. Buildings within groups shall normally be separated from each other by not less than twice the required side yard, and there shall be not less than 1,000 feet separation between dwellings in any such group and any other multifamily dwellings on or off the premises, unless the Planning Board authorizes a reduction of up to one-third in such requirements, upon its determination that doing so serves the objectives of the Bylaw.

(3) The number of dwelling units allowed shall be the same as the number of lots allowed under the other provisions of 174-13.2, including bonused development. More than one structure may be allowed on a lot, footnote (2) to Section 174-8 notwithstanding.

(4) Visual separation from nearby premises shall be assured through providing yards of double the usually required dimension between any multifamily structure or parking area for six or more cars and the boundaries of the major residential development, and through having any exterior lighting shielded and mounted not more than ten feet high.

(5) To assure environmental benefit from the compact development which this form of development facilitates, not less than 25% of the site area shall be retained in a natural state, either subject to a conservation restriction or deeded to the Town.

3. Strike Section 174-8 B (1) (q) and in its place add:

(q) Other multifamily dwellings, if within a Major Residential Development,

with column entries of "NO" for the IP district and "PB" for all others. (2/3 vote required)

CONTINUED

Cont., Art. 48.

AMENDMENT TO MOTION MADE: Change the definition of DWELLING, MULTIFAMILY to read: "A dwelling containing two or more dwelling units".

VOTED UNANIMOUSLY: Change the definition of DWELLING, MULTIFAMILY to read: "A dwelling containing two or more dwelling units".

AMENDMENT to AMENDMENT MADE: Section 2 D1 by striking the words ... and two family ...,

PASSED by MAJORITY VOTE: Section 2 D1 by striking the words ... and two family ...,

MOTION as AMENDED VOTED UNANIMOUSLY: That the Town amend the Zoning Code of the Town of Southborough as follows:

1. Amend Section 174-2. Definitions by inserting the following definitions at their appropriate alphabetical locations:

DWELLING, MULTIFAMILY - A dwelling containing two or more dwelling units.

DWELLING UNIT - Living quarters for a single family.

2. Amend Section 174-13.2 Major Residential Development by inserting a new Section D immediately above Section D and amending Section D to read Section E. Decision, to read as follows, redesignating following Sections and making any necessary reference revisions:

D. Multifamily development. The Planning Board may authorize inclusion of multifamily dwellings within a major residential development, subject to the following unless authorized as housing for the elderly under Section 174-8(p).

(1) To assure internal diversity and continuity with surrounding development, single-family dwellings are allowed within a multifamily development. Not more than two-thirds of the dwelling units on any parcel developed subject to these provisions shall be in multifamily dwellings.

(2) To maintain the visual scale of the community, each dwelling unit shall have its own exterior entrance; there shall be not more than four dwelling units in any structure; and multifamily structures shall be clustered in groups, with not more than sixteen dwelling units in any group. Buildings within groups shall normally be separated from each other by not less than twice the required side yard, and there shall be not less than 1,000 feet separation between dwellings in any such group and any other multifamily dwellings on or off the premises, unless the Planning Board authorizes a reduction of up to one-third in such requirements, upon its determination that doing so serves the objectives of the Bylaw.

(3) The number of dwelling units allowed shall be the same as the number of lots allowed under the other provisions of 174-13.2, including bonused development. More than one structure may be allowed on a lot, footnote (2) to Section 174-8 notwithstanding.

(4) Visual separation from nearby premises shall be assured through providing yards of double the usually required dimension between any multifamily structure or parking area for six or more cars and the boundaries of the major residential development, and through having any exterior lighting shielded and mounted not more than ten feet high.

(5) To assure environmental benefit from the compact development which this form of development facilitates, not less than 25% of the site area shall be retained in a natural state, either subject to a conservation restriction or deeded to the Town.

3. Strike Section 174-8 B (1) (q) and in its place add:

(q) Other multifamily dwellings, if within a Major Residential Development,

with column entries of "NO" for the IP district and "PB" for all others.

ARTICLE 49: To see if the Town will vote to amend the Zoning Code of the Town of Southborough as follows, or act in relation thereto:

1. Amend Section 174-13.2 by inserting the following new section immediately above C. Bonused Development, to read as follows, redesignating following Sections and making any necessary reference revisions:

C. Meeting Housing Objectives. Each development authorized under these provisions shall be economically balanced, evidenced through compliance with the following:

(1) at least 10% of the housing units shall be affordable to households having incomes not exceeding 80% of the then-current median income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding, $33,000 in FY88]; and

(2) in addition to the above, at least 20% of the housing units shall be affordable to households having incomes not exceeding 140% of the then-current median family income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding $57,000 in FY88]; or

(3) an alternative effort approved by the Planning Board shall be made, determined by the Board to make no less contribution than the above towards meeting the goal of economically balanced development.

(4) Continuing affordability shall be assured for at least twenty years through means enforceable by the Town.

'Affordability' shall mean having a cost for rent, excluding utilities, not exceeding 30% of income or having a purchase price supportable under then-prevailing underwriting guidelines, given not more than a 5% down-payment.

Fractions of one-half dwelling unit or less shall be rounded downward, and other fractions shall be rounded upward in determining the number of units subject to affordability limitations.

2. Amend Section 174-13.2, Major Residential Development, by revising section D (formerly C), Bonused Development, to read as follows:

Bonused development. The Planning Board shall authorize an increase in lots or dwelling units of thirty percent (30%) above that allowed under subsection B(1) for the inclusion of affordable housing. The Planning Board may also authorize up to an additional ten percent (10%) increase based on the following criteria, unless it explains in its decision why unusual circumstances cause them to act otherwise.

MOTION MADE: That the Town amend the Zoning Code of the Town of Southborough as follows:

1. Amend Section 174-13.2 by inserting the following new section immediately above C. Bonused Development, to read as follows, redesignating following Sections and making any necessary reference revisions:

C. Meeting Housing Objectives. Each development authorized under these provisions shall be economically balanced, evidenced through compliance with the following:

(1) at least 10% of the housing units shall be affordable to households having incomes not exceeding 80% of the then-current median income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding, $33,000 in FY88]; and

(2) in addition to the above, at least 20% of the housing units shall be affordable to households having incomes not exceeding 140% of the then-current median family income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding $57,000 in FY88]; or

(3) an alternative effort approved by the Planning Board shall be made, determined by the Board to make no less contribution than the above towards meeting the goal of economically balanced development.

(4) Continuing affordability shall be assured for at least twenty years through means enforceable by the Town.

CONTINUED

Cont., Art. 49.

'Affordability' shall mean having a cost for rent, excluding utilities, not exceeding 30% of income or having a purchase price supportable under then-prevailing underwriting guidelines, given not more than a 5% down-payment.

Fractions of one-half dwelling unit or less shall be rounded downward, and other fractions shall be rounded upward in determining the number of units subject to affordability limitations.

2. Amend Section 174-13.2, Major Residential Development, by revising section D (formerly C), Bonused Development, to read as follows:

Bonused development. The Planning Board shall authorize an increase in lots or dwelling units of thirty percent (30%) above that allowed under subsection B(1) for the inclusion of affordable housing. The Planning Board may also authorize up to an additional ten percent (10%) increase based on the following criteria, unless it explains in its decision why unusual circumstances cause them to act otherwise. (2/3 vote required)

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)
VOTED UNANIMOUSLY: To LIMIT DEBATE.

MOTION PASSED BY THE FOLLOWING HAND COUNT VOTE: YES: 96 NO: 33, as follows:
That the Town amend the Zoning Code of the Town of Southborough as follows:

1. Amend Section 174-13.2 by inserting the following new section immediately above C. Bonused Development, to read as follows, redesignating following Sections and making any necessary reference revisions:

C. Meeting Housing Objectives. Each development authorized under these provisions shall be economically balanced, evidenced through compliance with the following:

(1) at least 10% of the housing units shall be affordable to households having incomes not exceeding 80% of the then-current median income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding, $33,000 in FY88]; and

(2) in addition to the above, at least 20% of the housing units shall be affordable to households having incomes not exceeding 140% of the then-current median family income for the Boston Region, as estimated by the HUD Regional Economist [n.b. that means housing affordable at incomes not exceeding $57,000 in FY88]; or

(3) an alternative effort approved by the Planning Board shall be made, determined by the Board to make no less contribution than the above towards meeting the goal of economically balanced development.

(4) Continuing affordability shall be assured for at least twenty years through means enforceable by the Town.

'Affordability' shall mean having a cost for rent, excluding utilities, not exceeding 30% of income or having a purchase price supportable under then-prevailing underwriting guidelines, given not more than a 5% down-payment.

Fractions of one-half dwelling unit or less shall be rounded downward, and other fractions shall be rounded upward in determining the number of units subject to affordability limitations.

2. Amend Section 174-13.2, Major Residential Development, by revising section D (formerly C), Bonused Development, to read as follows:

Bonused development. The Planning Board shall authorize an increase in lots or dwelling units of thirty percent (30%) above that allowed under subsection B(1) for the inclusion of affordable housing. The Planning Board may also authorize up to an additional ten percent (10%) increase based on the following criteria, unless it explains in its decision why unusual circumstances cause them to act otherwise.

ARTICLE 50: To see if the Town will vote to amend the Zoning Code of the Town of Southborough as follows, or act in relation thereto:

1. Amend Section 174-8 B (1) (h) Schedule of Use Regulations by revising item (h) Accessory apartments to be "SP" in each district except "NO" in the C and WFP districts,f and delete item (m) Conversion of one-family house.

2. Amend Section 174-2 B Definitions by replacing the definition of "Accessory Apartment" with the following:

"ACCESSORY APARTMENT - A subsidiary dwelling unit created within or as an extension to a single-family dwelling, with separate cooking, sleeping and bathroom facilities."

2. Amend Section 174-9 B Accessory apartments by deleting the present provisions and substituting the following:

Accessory Apartment. A special permit authorizing an accessory apartment shall be granted if the proposal is consistent with the following:

(1) Development Requirements.

a. The habitable floor area of the accessory unit shall not exceed 30% of the habitable floor area of the entire dwelling.

b. The Board of Health must have documented to the Board of Appeals that sewage disposal will be satisfactorily provided for, including provision for an appropriate reserve area on the site.

c. Parking as required at Section 174-12 shall be provided either in a garage or on paved surfaces not located within any required yard, and screened to reduce visual intrusion on the neighborhood.

(2) Occupany Requirements

a. Either the principal or the accessory unit must be owner-occupied, except for temporary absences.

b. An accessory unit authorized under these provisions shall not be used for seasonal (less than twelve month) rental, boarding and lodging, or other commercial use.

(3) Number limitation. The total cumulative number of accessory apartments permitted by the Board of Appeals since January 1979 shall at no time exceed five per cent (5%) of the total number of one-family houses in Southborough at the beginning of the year in which the application is filed, based on the Assessors' records. Residences containing apartments shall be counted as one-family houses for the purpose of this subsection.

(4) Procedural Requirements

a. A special permit for an Accessory Dwelling shall be granted provided that the Board of Appeals makes a determination that all of the above requirements have been met, and also that the particular circumstances of the case make such use appropriate, including consideration of whether lot area or other site characteristics assure mitigation of any impacts on the neighborhood, whether there is enforceable assurance that occupancy of the unit will serve significant community purposes, such as facilitating care for the elderly or handicapped, or providing housing at unusually low cost, and whether site and building design will effectively avoid any departure from the character of the neighborhood.

b. A Certificate of Occupancy for an Accessory Dwelling shall be issued for a period no greater than three years. Continued occupancy beyond that shall require a new Certificate of Occupancy, to be granted only upon documentation to the Building Inspector that the relationships satisfying item 2(b) or on which the decision under paragraph 4(a) was based are still in existence.

CONTINUED

Cont., Art. 50.

c. Upon termination of occupancy satisfying these requirements or a condition of the special permit, separate occupancy of the accessory dwelling shall not be reestablished unless a new special permit is granted, on grounds that either the requirements of this Section and the original special permit will again be satisfied, or that special circumstances of the structure or its occupants would make single-family occupancy a hardship, and that the granting of such Special Permit would not be detrimental to the neighborhood.

d. A Certificate of Compliance with the above paragraph must be provided by the owner to the Building Inspector upon transfer of any beneficial interest in the property, and recorded at the Registry of Deeds.

MOTION MADE: That the Town amend the Zoning Code of the Town of Southborough as follows:

1. Amend the Southborough Zoning Code, Section 174-8, "Schedule of Use Regulations" by revising item (1) (h) Accessory apartments to be "SP" in each district except "NO" in the C and WFP districts.

2. Amend the Southborough Zoning Code, Section 174-8, "Schedule of Use Regulations" by revising item (1) (m) so that the entry begins:

"Conversion of a one-family house in existence for two years or longer to a two-family dwelling..." (remainder unchanged);

and also in item (m) by changing the "P" entry under ID to read "SP".

3. Amend the Southborough Zoning Code, Section 174-2 B Definitions by replacing the existing definition of "Accessory Apartment" with the following:

"ACCESSORY APARTMENT - A subsidiary dwelling unit created within or as an extension to a single-family dwelling or a structure accessory thereto, with separate cooking, sleeping and bathroom facilities."

4. Amend the Southborough Zoning Code, Section 174-9 B Accessory apartments by deleting the present item (1), (2) and (3) and substituting the following item, remembering following items as required.:

"(1) The habitable floor area of the accessory unit shall not exceed 25% of the habitable floor area of the entire dwelling plus that of any accessory building used for the accessory dwelling."

(2/3 vote required)

MOTION: (as stated above) VOTED UNANIMOUSLY.

MOTION MADE: To RECONSIDER ARTICLE 31. (2/3 vote required)

DEFEATED UNANIMOUSLY: TO RECONSIDER ARTICLE 31 .

ARTICLE 51: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer $5,000.00 from Article 14 of ATM 1986 and appropriate for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 52: To see if the Town will vote to amend the Code of the Town of Southborough, Chapter 41, Article III, Report and Warrant, subsection 41-26 Delivery of report and Annual Town Meeting warrant and subsection 41-27 Delivery of Special Town Meeting warrant by deleting both sections in their entirety and substituting the words:

Section 41-26. Availability of Report and Warrant.

The Selectmen shall have the Annual Town Report, stating in detail what actions have been taken during the preceding year by all town officials, together with the Town Warrant, made available at the Southborough Public Library and the Southborough Town House and posted in each precinct no later than seven (7) days before the Annual Town Meeting and no later than fourteen (14) days before a Special Town Meeting.

,or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY,

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 53: To see if the Town will authorize the Board of Assessors to use free cash in the Town Treasury, and if so, what sum for the purpose of reducing the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1990 and ending June 30, 1991, or do or act anything in relation thereto.

MOTION MADE: To be POSTPONED INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 39: To see if the Town will vote to accept as a public way Sadie Hutt Lane described as follows:

DESCRIPTION OF SADIE HUTT LANE

Commencing at a point on the Westerly side of Sears Road, a public way of variable width at the Southerly side of the Southerly intersection of Sears Road with a way known as Sadie Hutt Lane, thence running along an arc with a radius of 30.00, forty seven and 12/100 feet to a point;

Thence turning and running North 74° 44' 50" West Seventy feet to a point;

Thence turning and running along an arc with a radius of 275.00, one hundred and 79/00 feet to a point;

Thence turning and running South 84° 15' 10" West One hundred twenty four and 83/00 feet to a point;

CONTINUED

Cont., Art. 39.

Thence turning and running along an arc with a radius of 400.00, Two hundred eighteen and 06/00 feet to a point;

Thence turning and running North 64° 30' 44" West Two hundred and 47/00 feet to a point;

Thence turning and running along an arc with a radius of 400.00, one hundred fifty three and 59/00 feet to a point;

Thence turning and running North 42° 30' 44" West One hundred ninety seven and 29/00 feet to a point;

Thence turning and running along an arc with a radius of 175.00, Two hundred seventy one and 84/00 feet to a point;

Thence turning and running North 46° 29' 16" East Three hundred sixteen and 13/00 feet to a point;

Thence turning and running along an arc with a radius of 200.00, Two hundred thirteen and 32/00 feet to a point;

Thence turning and running South 72° 23' 59" East Four hundred sixty two and 00/00 feet to a point;

Thence turning and running along an arc with a radius of 400.00, One hundred forty nine and 40/00 feet to a point;

Thence turning and running South 51° 00' 00" East Three hundred sixty seven and 74/00 feet to a point;

Thence turning and running along an arc with a radius of 29.69, forty five and 59/00 feet to a point;

Thence turning and running South 41° 00' 00" West Thirty three and 37/00 feet to a point;

Thence turning and running South 35° 49' 05" West Seventy four and 5/00 feet to a point;

Thence turning and running along an arc with a radius of 30.32, Forty five and 95/00 feet to a point;

Thence turning and running North 51° 00' 00" West Three hundred seventy and 10/00 feet to a point;

Thence turning and running along an arc with a radius of 350.00, One hundred thirty and 72/00 feet to a point;

Thence turning and running North 72° 23' 59" West Four hundred sixty two and 00/00 feet to a point;

Thence turning and running along an arc with a radius of 150.00, one hundred fifty nine and 99/00 feet to a point;

Thence turning and running South 46° 29' 16" West Three hundred sixteen and 13/00 feet to a point;

Thence turning and running along an arc with a radius of 125.00, One hundred ninety four and 17/00 feet to a point;

Thence turning and running South 42° 30' 44" East One hundred ninety seven and 29/00 feet to a point;

CONTINUED

Cont., Art. 39.

Thence turning and running along an arc with a radius of 350.00, One hundred thirty four and 39/00 feet to a point;

Thence turning and running South 64° 30' 44" East Two hundred and 47/00 feet to a point;

Thence turning and running along an arc with a radius of 350.00, One hundred ninety and 80/00 feet to a point;

Thence turning and running North 84° 15' 10" East One hundred twenty four and 83/00 feet to a point;

Thence turning and running along an arc with a radius of 325.00, One hundred nineteen and 12/00 feet to a point;

Thence turning and running South 74° 44' 50" East Eighty two and 89/00 feet to a point;

Thence turning and running along an arc with a radius of 43.59, Fifty three and 14/00 feet to a point;

Thence turning and running South 35° 24' 10" West Sixty nine and 15/00 feet to a point;

Thence turning and running South 15° 15' 10" West Forty three and 66/00 feet to the point of beginning.

All of said bounds being shown on a Plan entitled "Road Acceptance Plan Sadie Hutt Lane, Southborough, MA," dated January 18, 1990, David W. Perley, Civil Engineer.

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

At 10:08 P.M. on Monday, April 30, 1990, it was Moved and UNANIMOUSLY VOTED to DISSOLVE the Annual Town Meeting of April 23, 1990 and the Adjourned Sessions of April 24, 26 and 30, 1990.

A true copy:
Attest: Paul J Berry
PAUL J. BERRY, TOWN CLERK

(TOWN SEAL)

At the Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Monday, April 8, 1991 at 7:00 P.M., the following Articles were voted upon in a legal manner. There was a quorum present, (150 Voters=quorum, (330) Voters were present).

Checkers: Janet M.E. Mattioli, Lidia A. Kiley, Susanne S. Dumont, Lois W. Denman

The Meeting was called to order at (7:43 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Michael Burnham	11 Clemmons Street
Robert O. Bigelow	15 Granuaile Road
Richard E. Falconi	14 Newton Street
Donna M. McDaniel	24 Richards Road

A moment of silence was observed in memory of those people that have served the Town in the past, Beatrice A. Brock, Howard E. Truesdale, John M. Weir, Wilfred J. Turenne and Edward Maguire.

Moderator Wilson had requests from the following non-voters to attend the Annual Town Meeting:

Dennis DiSalvo, Superintendent of Southborough Schools
Gregory Luloff, 1 Foley Drive, Southborough, MA.
Chad Janko 48 Breakneck Hill Road, Southborough, MA., Youth Commission.
Glenda Hazard, Southboro Villager
Perry Davis, Assistant Superintendent of Schools
Laurie Sugarman-Whittier, Co-Director, Youth Commission, Framingham, MA.
Carol Hajian, Middlesex News
Ellen B. Piontek, Southborough Youth Commission, Holliston, MA.

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Town Meeting by the Constable.

It was voted Unanimously to waive the reading of the Warrant.

Moderator Wilson introduced and welcomed six visiting District Governors from Turkey who have been sent by the Turkish Government to learn English and to learn about the United States methods of Government especially at the local level. These District Governors request permission to attend the Southborough Town Meeting as visitors and observers. Their names are Mr. Kuzbeci, group leader, Mr. Avci, Mr. Cakacak, Mr. Catmadine, Mr. Basibos, and Mr. Yaman.

ARTICLE 1: To hear reports of the various Town Officers and Committees and to take such action thereon as the Town may vote.

Selectman, William D. Baker spoke on behalf of the Board of Selectmen.
Advisory Committee Chairman, Carl Kooyoomjian read his report.
Leslie W. Tuttle, Chr. of the School Building Study Committee presented their report.

VOTED UNANIMOUSLY: To accept the reports of the various Town Officers and Committees as read.

ARTICLE 2: To see if the Town will vote to fix for the fiscal year beginning July 1, 1991 and ending June 30, 1992, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws as amended:

Moderator	25.00	Board of Health (3)	450.00
Town Clerk	10,000.00	Water Commissioners (3)	450.00
Selectmen (3)	3,000.00	Cemetery Commissioners (3)	150.00
Assessors (3)	1,500.00	Tree Warden	25.00
School Committee (5)	500.00		

, or do or act anything in relation thereto.

MOTION MADE: That the Town amend Article 2 by reducing the annual salary and compensation of elective officers by $483.00 and raise and appropriate $15,617.00 for the fiscal year beginning July 1, 1991 and ending June 30, 1992, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws as amended:

Moderator	24.00	Board of Health (3)	437.00
Town Clerk	9,700.00	Water Commissioners (3)	437.00
Selectmen (3)	2,910.00	Cemetery Commissioners (3)	145.00
Assessors (3)	1,455.00	Tree Warden	24.00
School Committee (5)	485.00		

MOTION: (as stated above) PASSED BY MAJORITY VOTE.

ARTICLE 3: To see what disposition shall be made of the dog money, or do or act anything in relation thereto.

MOTION MADE: That the sum of $2,081.82 as received from the licensing of dogs be used as part of the appropriation for the Southborough Public Library.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 4: To see if the Town will vote to accept any sum of money from St. Mark's School, Fay School, Harvard Medical School New England Regional Primate Research Center, Harvard Community Health Plan, L'Abri Fellowship, The New England Center for Autism, and any other contributor and deposit same amount in Estimated Receipts Account, and determine what disposition shall be made of the same, if accepted, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 5: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow from time to time in anticipation of revenue of the financial year beginning July 1, 1991 in accordance with the provisions of General Laws, Chapter 44, and to issue a note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 6: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate a sum of money to be used for expenses incurred for Municipal Bonds or State House notes issued by the Town in fiscal year beginning July 1, 1991 and ending June 30, 1992, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 7: To hear the report of the Capital Budget Planning Committee, or do or act anything in relation thereto.

VOTED UNANIMOUSLY: To hear the report of the Capital Budget Planning Committee.

ARTICLE 8: To see if the Town will vote to delete Personnel Salary Administration Plan, Chapter 31 of the Code of the Town of Southborough, and insert in its place the following:

SALARY ADMINISTRATION PLAN AND PERSONNEL BY-LAWS
OF THE TOWN OF SOUTHBOROUGH

PREAMBLE

This by-law establishes a Salary Administration Plan for the Town of Southborough, which classifies the several position classifications in the Town services into groups, establishes salary schedules, establishes employee benefits and establishes a Personnel Board to administer the by-law and to represent the interest of both the taxpayers and the Town employees covered by the by-law.

The positions of all officers and employees in the service of the Town, whether full-time, part-time, temporary, seasonal, special, casual Civil Service or any other, other than those positions filled by popular election, those under the direction and control of the School Committee, and those encompassed in any officially recognized labor union and/or association, are hereby classified by titles in the groups listed in Schedule A, entitled "Classification Schedule", as set forth in Section 20 of the by-law.

The classification of positions which are subject to the Welfare Compensation Plan of the Commonwealth of Massachusetts and the schedule of rates therefor effective July 1, 1966 with subsequent amendments, if any, and the provisions of Section 47D of Chapter 31 of the General Laws relating to the application of rates set forth in the aforementioned Welfare Compensation Plan are hereby incorporated by reference.

(continued)

SECTION 1. DEFINITIONS AND TERMS

As used in this by-law, the following words and phrases shall have the following meaning unless a different construction is clearly required by the context or by the laws of the Commonwealth:

"Administrative Authority", the elected or appointed official or board having jurisdiction over a function or activity.

"Anniversary year" is that year commencing on the first day of employment and terminating 365 days thereafter.

"Base Pay", for the purposes of determining retirement credits and contributions for Town employees by the Town of Southborough.

The Town shall contribute funds as required for each eligible employee in accordance with the procedures and formula established by the Worcester County Retirement Board and the by-laws of the Town of Southborough.

Contributions shall be made by the Town for:

1. Wages earned during the first eight (8) hours worked in any one day. No contributions shall be made for hours worked in excess of 40 hours per week.

2. Any lump sum bonus which is guaranteed as outlined in the Salary Administration Plan and the Personnel By-Laws of the Town and any collective bargaining agreement in force. Examples of lump sum bonuses are longevity pay and educational bonus.

3. Vacation pay except when paid in lieu of taking vacation.

4. Sick pay.

5. Holiday pay.

"Casual Position", a position calling for part-time employment, which service does not constitute continuous service; this service is rendered occasionally and without regularity according to the demand therefor.

"Civil Service Law", Chapter 31 of the General Laws of the Commonwealth as amended and all rules and regulations made thereunder; and any special law enacted by the General Court regulating the classification compensation and conditions of employment of officers and employees of the Town under Chapter 31.

"Class", a group of positions in the Town service sufficiently similar in respect to duties and responsibilities so that the same descriptive title may be used to designate each position allocated to the class, that the same qualifications shall be required of the incumbents, that the same tests of fitness may be used to choose qualified employees and that the same scale of compensation can be made to apply with equity.

"Classification Schedule", titles in Schedule A, B, C, and D of Section 22 of this by-law plus class specifications which are on file with the Personnel Board and which are hereby incorporated by reference.

"Compensation Grade", a range of salary or wage rates appearing in Schedule B, C, and D.

"Continuous Full-Time Service", employment requiring a predetermined minimum work period and uninterrupted except for authorized vacation leave, sick leave, bereavement leave, or other leave of absence.

"Continuous Employment", full-time or part-time employment uninterrupted except for authorized vacation leave, sick leave, bereavement leave, or other leave of absence.

"Department", a functional unit of Town government composed of one or more employees.

"Full-Time Employee", an employee retained in full-time employment.

"Full-Time Employment", employment for not less than 20 hours per week for fifty-two weeks per annum, minus legal holidays and authorized vacation leave, sick leave, bereavement leave, and other leaves of absence.

"Group", a group of classes appearing in Schedules A and D of Section 22.

"Increment", the dollar or percentage difference between step rates.

"Maximum Rate", the highest rate in a range which an employee normally is entitled to attain.

"Minimum Rate", the rate in a range which is normally the hiring rate of a new employee.

"Part-Time Employee", an employee working in part-time employment.

"Part-Time Employment", employment for less than full-time employment, as defined above.

(Continued)

"Personal Rate", a rate above the maximum rate applicable, authorized by the Personnel Board on an individual case basis, only to a designated employee.

"Position", an office or post of employment in the Town service with duties and responsibilities calling for the full-time or part-time employment of one person in the performance and exercise thereof, or more than one person sharing the same position.

"Position Class", same as "Class", (a class may include only one position, in which event it is defined as a "single position class").

"Promotion", a change from a position of lower class and compensation grade to a position with greater responsibilities in a higher class and compensation grade.

"Range", the dollar difference between minimum and maximum rates of the assigned grade.

"Rate", a sum of money designated as compensation for personal services on an hourly, weekly, monthly, annual or other basis.

"Salary Schedule", Schedules B, C, D of Section 22.

"Single Rate", a rate for specific position class which is not in a designated range.

"Special Position", a position calling for part-time employment which, although constituting continuous employment, is not rendered during prescribed working hours, daily, weekly, or annually, but is rendered as required according to the demands for such service.

"Step Rate", rate in a range of compensation grade.

"Temporary Employee", (1) an employee retained in a temporary position as defined herein; (2) any employee holding a temporary appointment under Civil Service Law who does not also have permanent status thereunder.

"Temporary Position", or "Seasonal Position", any position in the Town service which requires or is likely to require the service of one incumbent for a period not exceeding six calendar months, either on a full-time or part-time basis.

"Town", the Town of Southborough.

SECTION 2. TITLES OF POSITIONS

No persons shall be appointed, employed or paid as an employee in any position subject to the provisions of the Salary Administration Plan and Personnel By-Laws under any title other than those of the Classification Schedule, or under any title other than that of the job, the duties of which are actually performed. The job title in the Classification Schedule of the Plan shall be the official title for all purposes having to do with the position and shall be used to designate the position in all payrolls, budget estimates and official reports, and in every other connection involving personnel and fiscal processes.

SECTION 3. NEW OR CHANGED POSITIONS

Before a new position is established, or the duties of an existing position are so changed that a new level or work demand exists and in effect a new position is created, upon presentation of substantiating data satisfactory to the Personnel Board, the Board shall rate such new changed position and allocate it to its appropriate compensation grade and establish the rate change therefor.

SECTION 4. RECLASSIFICATION OF EMPLOYEES

No position may be reclassified to a classification in another compensation grade, either higher or lower, until the Personnel Board shall have determined such a reclassification will be consistent with the provisions of the Salary Administration Plan and Personnel By-Laws.

(continued)

SECTION 5. JOB DESCRIPTIONS AND INTERPRETATIONS

The Personnel Board shall maintain written job descriptions of the position classes in the Classification Schedule of the Plan, each consisting of a statement describing the essential nature of the work and characteristics that distinguish the class from other classes. The heads of the departments shall be required to retain current job descriptions and to submit revisions to the Personnel Board after review by the Board of Selectmen or their designated appointee or the appropriate Commissioners or Trustees. The description for any class shall not limit what the duties or responsibilities of any position shall be, or to modify or in any way affect the power of any administrative authority to appoint, to assign duties to, or to direct and control the work of any employee under the jurisdiction of such authority.

SECTION 6. WAGES

a. The weekly pay period shall begin at 12:01 a.m. Thursday and shall end at 12:00 a.m. the following Wednesday.

b. Employees in the clerical and operating groups shall be paid time and one-half hours worked in the excess of eight (8) in a calendar day and/or 40 hours in one calendar week, provided such hours of work have been authorized by the department head.

In addition, all service outside of out of turn of an employee's regularly scheduled tour of duty shall be at the overtime rate. If any employee is recalled to duty hereunder, he shall be paid at the overtime rate for all such time and shall be guaranteed a minimum of two (2) hours overtime recall pay.

c. Exempt employees who are paid a weekly salary, as opposed to those non-exempt employees who are paid an hourly wage, shall not be paid for those hours worked in excess of the regular scheduled work week.

d. The Salary Schedule of the Salary Administration Plan and Personnel By-Laws set forth as Schedules B, C, and D of Section 22 of this by-law, shall consist of the maximum and minimum salaries, in the Classification Schedule. The salary grade shall be the salary range for all position classes allocated to that grade.

SECTION 7. SALARY RATES ABOVE MAXIMUM

Any salary rate which is above the maximum rate for a job, as established by this Salary Administration Plan and Personnel By-Laws, shall be deemed to be a personal rate, and apply only to the incumbent. When such incumbent leaves the employment of the Town or is transferred to another job with a higher maximum rate than his/her personal rate or higher maximum rates are established, the personal rate shall disappear. No other employee assigned to, or hired for, such job shall advance beyond the maximum of the job.

SECTION 8. ADJUSTMENT POLICIES

a. Every employee subject to this plan and who is in continuous full-time service of the Town, computed from the date of his/her latest employment, shall be eligible annually for consideration of a merit increase advance to the next higher step rate, one year from the date of his/her latest increase. Such increase is not to exceed one step rate in any single twelve month period until the maximum of the position is obtained, subject to the approval of the department head, and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and the Personnel Board. An evaluation of the employee's performance must accompany a letter requesting a merit increase. Any employee denied such an increase has the right to appeal, in writing to the Personnel Board, which shall confer with the employee, the department head and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and shall decide the matter. All adjustments shall be approved, in advance, by the Personnel Board.

b. Regular part-time employees, for whose positions step rates are provided, shall be eligible for consideration for increases on the same basis as provided for full-time personnel in clause (a) of this section. Special, casual and other part-time personnel for whose positions there is a single rate shall not be eligible for step rate increases.

(continued)

SECTION 9. TRANSFERS AND PROMOTIONS

a. When an employee is promoted to a job with a higher rate range, or rate of pay, he/she shall enter it at the rate recommended by the department head with the approval of the Personnel Board, but in no event at a rate in excess of the maximum for such job. The employee may also receive at the time a one step rate increase, provided the maximum for the job is not exceeded, if the department head recommends that qualifications and performance warrant it and the Personnel Board approves. If the department head should feel that there should be a trial period before recommending the promotional one step rate increase, on recommendation of the department head, the Personnel Board may approve such a deferred promotional increase at the conclusion of the trial period, not to exceed three (3) months.

b. If an employee is transferred to a job with a lower rate range, or rate of pay, he/she shall enter it at his/her own rate or at the maximum rate for the job, whichever is the lower, provided the Personnel Board approves. The employee shall have a right to appeal to the Personnel Board and to be heard thereon, and the Personnel Board shall decide the matter.

SECTION 10. NEW PERSONNEL

a. Physical examination required of all employees before being hired.

b. The hiring rate shall be the minimum of the rate range of the job for which the new employee is hired, unless otherwise authorized by the Personnel Board. Department heads shall notify the Personnel Board of the hiring of all personnel and their hiring rates.

c. For new regular full-time and new regular part-time personnel for whose positions there is a rate range and step rates, the first six months of employment shall be a probationary period at the end of which the employee may advance one step rate, provided that the department head and the Personnel Board decide his/her performance warrants it. The employer shall thereafter be reviewed for a step rate increase one year from the date of his/her latest increase. This probationary step rate increase shall apply only at the start of employment and shall not apply in case of transfer or promotion from one job to another.

SECTION 11. DEPARTMENT BUDGETS

Each department head shall include in the annual budget a pay adjustment section to provide funds for anticipated pay adjustment during the ensuing year, expenditures to be made therefrom only in accordance with the Salary Administration Plan and Personnel By-Laws with the approval of the Personnel Board.

SECTION 12. EMPLOYEE BENEFITS

Employee benefits, such as holiday and vacation with pay, sick leave and other such matters, are a cost item to the Town and a form of "indirect pay", and included in the coverage of the Salary Administration Plan and Personnel By-Laws, both those included in the Plan at its adoption and any other which may be included in the future.

a. Holidays with Pay

Each elegible employee shall receive one day's pay at his/her regular straight time rate for the following holidays:

New Year's Day
Martin Luther King's Birthday
Presidents' Day
Patriot's Day
Memorial Day
Independence Day
Labor Day
Columbus Day
Veteran's Day
Thanksgiving Day
Christmas

To be eligible for holiday pay, an employee must work both his/her regular scheduled day preceding and his/her regular scheduled day following the holiday, or be excused from work pursuant to the provisions for absences with pay listed in the next section.

An employee whose regular day off falls on a holiday may elect to have one day off with pay in the following week in lieu of holiday pay, providing the choice of day is approved by the Department Head.

Details as to administrative policies and practices relative to holidays with pay shall be prepared and established under the direction of the Personnel Board.

(continued)

b. Vacations with Pay

(1) Regular full-time employees who have been in the continuous employ of the Town, as such, shall be paid their regular week's pay or portion thereof as vacation pay in accordance with the following schedule:

1 year	10 days	(may take five days after six months - not to exceed ten days in first year)
5 years	15 days	
10 years	20 days	
20 years	25 days	

(2) Vacations shall be granted by department heads at such time as, in their opinion, will cause least interference with the performance of the regular work of the departments. Vacations must be taken in the anniversary year in which they are due and shall not accumulate from year to year.

(3) If, in the opinion of the department head, there are unusual circumstances which warrant it, an employee may, upon request, continue at work and receive vacation pay in lieu of his/her vacation.

(4) In the event of termination of employment, which is caused through no fault of the employee, or by reason of retirement, the employee shall be paid, or be entitled to time off with pay, for any accumulated vacation prorated on the basis of service since the employee's preceding vacation. In the event of the death of any employee, any accumulated vacation pay shall be paid to his/her estate.

(5) Vacation administrative policies and practices shall be prepared and established under the direction of the Personnel Board.

c. Sick Leave

(1) All regular full-time employees shall be entitled to ten (10) days sick leave per year, cumulative to a maximum of 165 days. Pay for each day of sick leave shall be at the rate of a regular day's pay. Absences on account of sickness in excess of that authorized may, at the discretion of the department head and the Personnel Board, be charged to vacation leave. Sick leave shall be payable only in cases of bona fide illness, non-work-connected accident, or work-connected accidents not covered by Massachusetts General Laws annotated Chapter 152 (Workers' Compensation). At retirement, the Town will pay to the employee for that portion of sick time that exceeds 100 days, 50% of the total.

(2) Employees who because of sickness or a non-work-connected accident are absent for a period of more than two (2) days shall be required to present a doctor's certificate to their department head stating reason and period of time the employee will be absent from work. The above section is not to be construed by an employee or department head for time off for any sickness caused by over-indulgence in alcohol or narcotics or by his or her misconduct.

(3) Details as to sick leave administrative policies and practices shall be as prepared and established under the direction of the Personnel Board.

d. Personal Days

For every five sick days not taken during the previous fiscal year, the employee shall be granted one personal day to be scheduled at the discretion of the supervisor. Personal days cannot be carried over into the following fiscal year - and, in any case, cannot exceed three days per fiscal year.

e. Workers' Compensation

Present practices now followed by the Town-related Workers' Compensation shall continue unchanged.

f. Military Leave

An employee in full-time employment in the military reserve shall be paid the difference between compensation received while on reserve duty and regular compensation rates paid the employee by the Town. Such payment by the Town shall be limited to a period not to exceed two weeks in any twelve month period and shall not include payment to members of the National Guard who may be mobilized during an emergency in the Commonwealth.

(continued)

g. **Jury Duty**

If an employee is called to jury duty, he/she shall receive an amount equal to the difference between his/her normal compensation and the amount (excluding any travel allowance) received from the court, upon presentation of evidence of the amount paid by the court.

h. **Miscellaneous Paid Time Off**

Working time lost from regularly scheduled work days for reasons listed below shall be without loss of pay, provided such lost time is with authorization of the department head:

(1) Bereavement leave - In the event of the death of a spouse, father, mother, children, father-in-law, mother-in-law, brother or sister, or of any person residing with the family of an employee, such employee shall be entitled to receive three (3) days leave for the purpose of the funeral arrangements and burial of said deceased. In the event that travel is required out of state, the department head in his or her discretion may authorize two (2) additional days of travel time.

(2) Inoculation required by Municipal Employer.

(3) Red Cross blood donation authorized by the Department.

(4) Medical examinations required by employer.

(5) Attendance at educational programs required or authorized by Town or Department.

i. **Court Time Pay**

An employee on duty at night or on vacation, furlough or day off, who attends as a witness or other capacity in the performance of his/her duty or in behalf of the Commonwealth or the Town in any criminal case pending in any Court or before any official governmental board or agency shall be entitled to overtime compensation for every hour or fraction thereof during which he/she was in such attendance or appearance, but in no event less than three (3) hours of such overtime pay.

j. **Educational Increment**

All full-time employees subject to the provisions of the Salary Administration Plan and Personnel By-Laws who have earned credits leading to a degree while an employee of the Town in a field applicable to their position as determined by the department head, and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and the Personnel Board, in a degree granting program from an accredited college or university, shall receive a one-time bonus, according to the following schedule:

Associates Degree.....$ 800.00
Bachelors Degree.....$1,200.00
Masters Degree.....$1,500.00

A copy of the completed transcript or diploma or other appropriate evidence of the completed degree must be presented to the department head and a copy to the Board of Selectmen who shall maintain complete and ongoing records for participants.

k. Tuition Reimbursement

(1) That the course is accredited and pertains to the employee's specific job or position. Such information shall be presented to the department head, in writing, prior to enrollment in the course.

(2) That the department head, and the Board of Selectmen or their designated appointee, or the appropriate commissioners or trustees and the Personnel Board, approves of the commitment of Town funds prior to registration by the employee, or the employee assumes responsibility for payment.

(3) That an approved purchase order is issued prior to registration by the employee.

(4) That the employee attains a grade for the course of "C" or better and presents written verification of such grade to the department head.

(continued)

l. **Maternity Leave**

(1) A female employee who has completed the initial probationary period of six months, who is absent from such employment for a period not exceeding twelve weeks for the purpose of giving birth, said period to be hereinafter called maternity leave, and who shall give at least two weeks' notice to her department head or supervisor of departure and intention to return, shall be restored to her previous, or a similar position, with the same status pay, length of service credit and seniority, where applicable, and other employment benefits for which she was eligible on the date her leave commenced.

(2) Accrued sick leave benefits shall be provided for maternity leave purposes under the same terms and conditions which apply to other temporary medical disabilities.

(3) Such maternity leave shall not affect the employee's right to receive vacation time, sick leave, bonuses, advancement, seniority, length of service credit benefits, plans or programs for which she was eligible at the date of her leave, and any other advantages or rights of her employment incidental to her employment position.

m. Group Insurance

The Town will contribute fifty percent (50%) towards the indemnity plan and 50% towards the Health Maintenance Organization plan.

SECTION 13. LEAVE OF ABSENCE

a. Leave of absence for valid reasons may be granted by a department head, but shall be without compensation.

b. Leaves of absence of over three months' duration, except military leave, shall be considered a break in employment, and on return to work the employee shall have the status of a new employee unless an extension of leave beyond three months has been authorized by the Personnel Board.

SECTION 14. TRANSITIONS BETWEEN FULL-TIME AND PART-TIME STATUS

a. A part-time employee shall be eligible for full-time (employee) status when the employee has worked over 20 hours a week for a period of at least three consecutive months. This status change requires prior approval by the appropriate department head.

b. A full-time employee whose hours of employment total less than 20 hours per week, exclusive of legal holidays and authorized vacation leave, sick leave, bereavement leave and other authorized leaves of absence for a period of more than three consecutive months shall be considered to be a part-time employee.

SECTION 15. PERSONNEL BOARD

a. There shall be a Personnel Board to administer the Salary Administration Plan and Personnel By-Laws, said Board to be appointed by the Moderator, consisting of five voters other than employees of the Town or those regularly serving the Town in any elective or appointive capacity. They shall serve without compensation.

b. Future appointments shall be for three years. Any vacancies shall be filled by the Moderator. All members shall continue to hold office until their successors have been appointed and qualified. The Personnel Board may employ assistance and incur expenses as it deems necessary, subject to appropriation of funds thereof.

SECTION 16. DUTIES OF THE PERSONNEL BOARD

a. The Personnel Board shall administer the Salary Administration Plan and Personnel By-Laws and shall establish such policies, procedures and regulations as it deems necessary for the administration of the Plan.

b. The Board shall meet annually in July and organize by the choice of a Chairman and Clerk. A majority of the Board shall constitute a quorum for the transaction of business. The votes of the majority of all the members of the Board shall be necessary on any matter upon which it is authorized to or required to pass under the Salary Administration Plan and Personnel By-Laws.

c. The Personnel Board shall have maintained records of all employees subject to this Plan, included therein such information as it deems desirable, such records are to be kept by the Town Accountant, under the direction of the Board. Department heads shall furnish such information as shall be requested by the Board. The Town Accountant shall also check on matters covered by the Plan and shall bring any deviations to the attention of the Board prior to payment.

(continued)

d. The Personnel Board, from time to time, shall review the Salary Schedule and administration policies of the Salary Administration Plan and Personnel By-Laws. The Personnel Board may tentatively add a new class to the Classification Schedule or reallocate an existing class to a different compensation grade, either higher or lower, subject to the subsequent ratification of its action by formal amendment of the Salary Administration Plan and Personnel By-Laws at the next annual Town meeting.

e. On or before February 15 of each year the Personnel Board shall vote an annual adjustment which amends the weekly salary schedule for the forthcoming year, subject to the subsequent ratification of its action by formal amendment of the Salary Administration Plan and Personnel By-Laws at the next Annual Town Meeting. Notwithstanding, the Personnel Board shall reserve the right to vote no adjustment as long as such determination is voted on or before February 15 of each year.

f. The Personnel Board shall, from time to time, review the Salary Schedule and administration policies of the Salary Administration Plan and Personnel By-Laws. It shall keep informed as to pay rates and policies outside the services of the Town, and shall recommend to the Town any action which it deems desirable to maintain a fair equitable pay level.

g. Matters that are sent to the Chairman and Clerk of the Personnel Board by registered mail must be brought before the Board at its next scheduled meeting. Failure of the board to vote to approve or disapprove requests within thirty (30) days of that meeting shall constitute approval of the request. In addition, notice in writing shall be forwarded to the concerned employee and respective department head within three (3) days of the Board's decision. Notwithstanding, if the Personnel Board shall so request and the concerned employee and his/her department head shall mutually agree, a reasonable extension of these time periods may be granted.

h. Upon recommendation of a department head, supported by evidence in writing of special reasons and exceptional circumstances satisfactory to the Personnel Board, said Board may authorize an entrance rate higher than the minimum rate for a position, and such other variances in the Salary Administration Plan and Personnel By-Laws as it may deem necessary for the proper functioning of the services of the Town, and to effectuate the basic intent of the Plan.

SECTION 17. EMPLOYEES AND THE PERSONNEL BOARD

a. All employees presently covered by this Plan shall have the right to request an appointment to confer with the Board on any matter which is of interest or concern to them and which is covered by the Salary Administration Plan and Personnel By-Laws. The employee shall notify the department head in writing in advance of his/her desire to discuss the matter with the Board. One of the duties of the Board shall be to foster mutual understanding and good will with the personnel of the Town.

b. To facilitate this, if any employee should feel aggrieved by the operation of any provision of the Plan, he/she shall first discuss the matter with his/her department head, in a mutual effort to clear up any problems or misunderstanding.

c. If two weeks after such a conference, a satisfactory understanding and solution of the problem has not been reached, then either the department head or the employee may take the matter to the Board. The Board shall hear the parties not later than its next regular meeting. There shall be no discrimination or prejudice by a department head against any employee who may take a matter to the Board.

SECTION 18. AMENDMENT OF THE PLAN

The Salary Administration Plan and Personnel By-Laws may be amended in the same manner in which Town by-laws may be amended; provided, however, that no amendment to the Plan shall be made until it has been presented by a signed petition addressed to and submitted to the Personnel Board, and acted upon by the Board. Upon receipt of such a written petition, the Board, after giving the petitioners, the heads of departments and employees affected at least one week's written notice, shall hold a hearing of the parties interested to consider the proposed amendment. If the Personnel Board shall approve of any such proposed amendment, it shall take the proper steps to bring the proposed amendment before the next annual Town meeting for its consideration and action. If the Personnel Board shall disapprove any such proposed amendment, and failure to act thereof within fifteen days after the hearing shall be deemed disapproved, the petition may then be presented to the next annual Town meeting for its consideration and action, if so desired. The Board of its own motion, after a similar hearing and/or conference with parties interested, may propose an amendment to the Plan.

(continued)

SECTION 19. CIVIL SERVICE LAW

Nothing in this by-law, or in the Salary Administration Plan and Personnel By-Laws, shall be construed to conflict with Chapter 31 of the General Laws, which is the Chapter dealing with the Civil Service Law.

SECTION 20. SEPARABILITY PROVISION

In the event that any provision of this by-law, or application thereof, shall be held to be invalid by the proper authorities, this shall not be construed to effect the validity of any other provision, or application thereof, of this by-law.

SECTION 21. APPOINTMENT OF "ACTING" DEPARTMENT HEADS

The Board of Selectmen or the appropriate commissioners or trustees may appoint, where necessary, in the case of the absence of a Department Head for three (3) consecutive weeks, excluding vacation periods, an "Acting" Department Head.

These "Acting" employees shall be compensated at an additional step rate of 10% per week. Such pay shall be retroactive only upon the conclusion of three (3) consecutive weeks of service by the "Acting" Department Head.

While on "Acting" status, which should be no longer than three (3) months, an employee shall still be eligible for overtime pay when fulfilling regular duties from the previous job beyond normal working hours.

SECTION 22. POSITION CLASSES, SALARY, WAGE AND MISCELLANEOUS SCHEDULE

SCHEDULE A

CLASS	GRADE
Page, Library	3
Clerk, Library	5
Clerk, Recreation	5
Maintenance Custodian	5
Building Dept. Secretary (part time)	7
Secretary I, Town Committee	8
Police Dispatcher (part time)	8
Library Assistant	8
Reserve Police Officer (part time)	9
Animal Control Officer	10
Administrative Secretary, Conservation Commission	10
Prevention Coordinator, Youth Commission	12
Tree Warden	12
Program Director, Recreation Commission	13
Cemetery Superintendent	13
Town Accountant	15
Agent, Board of Health	15
Youth Director, Youth Commission	15
Building Inspector	16
Assistant Assessor/Appraiser	16
Treasurer/Collector	16
Librarian	16
Water Superintendent	16
Town Planner	18
Highway Superintendent	18
Administrative Assistant	20
Police Chief	20
Fire Chief	20

(continued)

SCHEDULE B SALARY SCHEDULE

GRADE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
20	41,830	43,618	45,408	47,269	49,207	51,225
19	39,462	41,149	42,838	44,594	46,422	48,326
18	37,227	38,820	40,413	42,068	43,794	45,591
17	35,120	36,623	38,125	39,687	41,315	43,010
16	32,824	34,226	35,631	37,093	38,613	40,195
15	30,392	31,692	32,991	34,344	35,752	37,218
14	27,883	29,076	30,267	31,509	32,801	34,145
13	25,346	26,431	27,515	28,644	29,818	31,041
12	22,835	23,813	24,789	25,806	26,863	27,965
11	10.55	11.00	11.46	11.93	12.41	12.92
10	9.53	9.93	10.34	10.76	11.20	11.66
9	8.99	9.37	9.75	10.15	10.56	11.00
8	8.55	8.93	9.30	9.68	10.07	10.48
7	8.16	8.50	8.85	9.20	9.58	9.97
6	7.78	8.10	8.42	8.77	9.14	9.51
5	7.38	7.71	8.02	8.35	8.69	9.05
4	7.04	7.34	7.65	7.95	8.28	8.62
3	6.71	6.99	7.28	7.57	7.89	8.20

Longevity Pay For Full-Time Continuous Employment
20 Hours or More

After 5 years.....$250 per annum
After 10 years.....$350 per annum
After 15 years.....$450 per annum

SCHEDULE C
MISCELLANEOUS PUBLIC SAFETY COMPENSATION (NOT COVERED BY COLLECTIVE BARGAINING)

FIRE DEPARTMENT	Brush & Forest Fire Hourly	Annual Call Pay
Call Deputy Fire Chief	14.46	$1,744.55
Call Fire Captain	11.40	1,057.99
Call Fire Lieutenant	10.22	885.40
Call Fire Fighter 1	9.02	712.82
Call Fire Fighter 2	4.52	357.67

When a call fire fighter works in place of a permanent fire fighter he is reimbursed on an hourly basis equal to the first step of a permanent fire fighter.

SCHEDULE D MISCELLANEOUS COMPENSATION SCHEDULE

General Group

Arts Center Director.....(Annual) 7,510.91
Animal Inspector (P.T.).....(Annual) 467.71
Civil Defense.....(Annual) 624.03
Clerk, Board of Registrars (P.T.).....(Annual) 1,245.56
Election Warden (P.T.).....(Hourly) 7.14
Election Worker (P.T.).....(Hourly) 6.11
Registrar of Voters (P.T.).....(Annual) 156.33
Slaughtering Inspector (P.T.).....(Annual) 467.71
Town Counsel (P.T.).....(Annual) (plus fees) 1,295.59
Veterans' Agent and
Director of Veterans' Services.....(Annual) 5,610.05 - 6,231.57 - 6,853.10 - 7,477.14
Summer Program Assistant, Youth Commission.....(Hourly) 6.56
Seasonal Laborer.....(Hourly) 5.24 - 5.40 - 5.54
Library Page (P.T.).....(Hourly) 5.24 - 5.40 - 5.54
Playground Supervisors.....(Hourly) 7.37 -10.32
Playground Aides.....(Hourly) 3.70
Swimming Director.....(Hourly) 11.80 - 14.76
Swimming Instructors.....(Hourly) 5.90 - 10.32
Swimming Aide.....(Hourly) 3.70 - 5.90
Tennis Coordinator.....(Annual) 368.92
Tennis Instructor.....(Annual) 368.92
Skating Aide.....(Hourly) 7.37
Wiring Inspector.....(Annual) 8,753.97
Sealer of Weights & Measures.....(Annual) 625.85

, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

MOTION MADE: To move forward ARTICLE 35 before ARTICLE 9.

VOTED UNANIMOUSLY: To move forward ARTICLE 35 before ARTICLE 9.

ARTICLE 35: To see if the Town will vote to raise and appropriate, or transfer from any of its available funds and appropriate, the sum of $5,000.00 for the purpose of establishing a fund to be used to pay for septage disposal and related costs incurred to the Town for which a third party is liable and for which the Town is entitled to be reimbursed, or do or act anything in relation thereto.

MOTION MADE: To raise and appropriate the sum of $5,000.00 for the purpose of establishing a fund to be used to pay for septage disposal and related costs incurred to the Town for which a third party is liable and for which the Town is entitled to be reimbursed.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 9: To see if the Town will vote to raise a sum of money not to exceed the sum of $10,624,036.00 as may be necessary, for the Town's use, and make appropriations of the same, or do or act anything in relation thereto.

MOTION MADE: That the Town raise a sum of money not to exceed the sum of $10,624,036.00 as may be necessary, for the Town's use, and make appropriations of the same.

AMENDMENT TO MOTION MADE: To accept the budgets that are not in question.

PASSED by MAJORITY VOTE: To accept the budgets that are not in question.

*VOTED UNANIMOUSLY: That the Town raise a sum of money not to exceed the sum of $10,624,036.00 as may be necessary, for the Town's use, and make appropriations of the same.

*See Special Town Meeting Held, 7/16/91 Art. 1.)

That the Town vote the sum of $10,078,851.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve $25,000.00.

Transfer from Overlay Reserve $50,000.00.

That the balance of $10,003,851.00 be raised and appropriated, as follows:

GENERAL GOVERNMENT

BUDGET NAME	FY 1992 REQUEST
14 MODERATOR	
700 Other charges	60.00
MODERATOR TOTAL	60.00
	- 2.00
	* 58.00

*MOTION MADE: To reduce the MODERATOR budget by $2.00 to $58.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

119 ADVISORY COMMITTEE	
700 Other charges	135.00
ADVISORY COMMITTEE TOTAL	135.00

122 BOARD OF SELECTMEN

110 Salaries	126,452.00
100 Total Personal Services	126,452.00
304 Medical Exams	500.00
342 Legal Notices	1,200.00
200 Total Purchases of Services	1,700.00
710 Travel	500.00
730 Dues	1,560.00
731 Meetings	1,800.00
732 Subscriptions	1,140.00
733 Conferences/Schooling	1,300.00
734 Conference Registration	600.00
700 Other Charges and Expenses	6,900.00
BOARD OF SELECTMEN TOTAL	135,052.00
	- 2,792.00
	* 132,260.00

*
MOTION MADE: To reduce the BOARD OF SELECTMEN budget by $2,792.00 to $132,260.00

MOTION: (as stated above) VOTED UNANIMOUSLY.

135 TOWN ACCOUNTANT

110 Salaries	42,025.00
100 Total Personal Services	42,025.00
302 Prof. Services	180.00
304 Medical Exams	
342 Legal Notices	0
240 Office Equip. Repair	0
200 Total Purchase of Services	180.00
420 Office Supplies	0
400 Total Supplies	0
700 Other Charges	560.00
800 Capital Outlay	0
TOWN ACCOUNTANT TOTAL	42,765.00

141 ASSESSORS

110 Salaries	80,878.00
100 Total Personal Services	80,878.00
304 Medical Exams	0
345 Advertising	0
581 Maps	1,500.00
582 Deeds & Plans	500.00
200 Total Purchase of Services	2,000.00
420 Office Supplies	400.00
400 Total Supplies	400.00
700 Other Charges	4,150.00
800 Capital Outlay	0
ASSESSORS TOTAL	87,428.00
	- 10,158.00
	* 77,270.00

*
MOTION MADE: To reduce ASSESSORS budget by $10,158.00 to $77,270.00.

AMENDMENT to AMENDMENT MADE: To amend the funding Amendment by striking out $77,270.00 and inserting the sum of $84,805.00.

AMENDMENT to AMENDMENT: (as stated above) DEFEATED by MAJORITY VOTE.

PASSED by MAJORITY VOTE: To reduce ASSESSORS budget by $10,158.00 to $77,270.00.

MOTION MADE: To bring #632 YOUTH COMMISSION Budget forward.

PASSED by MAJORITY VOTE: To bring #632 YOUTH COMMISSION Budget forward.

632 YOUTH COMMISSION

110 Salaries	63,722.00
100 Total Personal Services	63,722.00
380 Contracted Services	2,266.00
200 Total Purchase of Services	2,266.00
420 Office Supplies	350.00
599 Service Supplies	0
400 Total Supplies	350.00
700 Other Charges	2,075.00
800 Capital Outlay	0
YOUTH COMMISSION TOTAL	68,413.00

MOTION MADE: To approve the YOUTH COMMISSION budget at $68,413.00.

Chad Janko and Gregory Luloff, students of Southborough Schools spoke on behalf of the YOUTH COMMISSION Budget.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required).

VOTED UNANIMOUSLY: To LIMIT DEBATE.

VOTED UNANIMOUSLY: To approve the YOUTH COMMISSION budget at $68,413.00.

145 TREASURER/COLLECTOR

110 Salaries	108,192.00
100 Total Personal Services	108,192.00
240 Office Equip. Repair	0
303 Tax Title Legal	200.00
342 Legal Notices	0
380 Contracted Services	3,000.00
381 Note Certification	200.00
382 Bank Service Chg.	11,000.00
200 Total Purchase of Services	14,400.00
420 Office Supplies	6,000.00
400 Total Supplies	6,000.00
700 Other Charges	3,400.00
800 Capital Outlay	200.00
TREASURER/COLLECTOR TOTAL	132,192.00
	- 12,196.00
	*119,996.00

*

MOTION MADE: To reduce the TREASURER/COLLECTOR budget by $12,196.00 to $119,996.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

151 LEGAL

308 Legal Services	45,000.00
200 Total Purchase of Services	45,000.00
LEGAL TOTAL	45,000.00
	- 9,000.00
	* 36,000.00

*

MOTION MADE: To reduce the LEGAL budget by $9,000.00 to $36,000.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

152 PERSONNEL BOARD

110 Salaries	1,146.00
100 Total Personal Services	1,146.00
700 Other Charges	20.00
PERSONNEL BOARD TOTAL	1,166.00
	- 35.00
	*1,131.00

*

MOTION MADE: To reduce the PERSONNEL BUDGET by $35.00 to $1,131.00.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

159 CENTRAL SERV./OPS SUPPORT

253 Computer Services	24,629.00
273 Postage Meter Rental	470.00
340 Printing	5,000.00
341 Telephone	8,600.00
344 Postage	13,000.00
380 Misc. Contracted Services	42,484.00
200 Total Purchase of Services	94,183.00
420 Office Supplies	5,200.00
421 Storage of Microfilm	1,000.00
422 Photocopying Supplies	2,500.00
510 Books	200.00
584 Computer Supplies	3,905.00
400 Total Supplies	12,805.00
782 Miscellaneous	500.00
700 Total Other Charges & Exp.	500.00
850 New Equipment	0
854 Computer Equipment	0
800 Capital Outlay	0
CENT SERV/OPS SUP TOTAL	107,488.00
	- 7,100.00
	*100,388.00

*

MOTION MADE: To reduce the CENTRAL SERVICES budget by $7,100.00 to $100,388.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

161 TOWN CLERK

110 Salaries	24,978.00
100 Total Personal Services	24,978.00
240 Equipment Repair	0
304 Medical Exams	0
346 Report of Vital Statistics	180.00
421 Storage of Microfilm	75.00
583 Dog Licenses	500.00
200 Total Purchase of Services	755.00
420 Office Supplies	300.00
400 Total Supplies	300.00
700 Other Charges	860.00
800 Capital Outlay	60.00
TOWN CLERK TOTAL	26,953.00
	- 3,564.00
	*23,389.00

*

MOTION MADE: To reduce the TOWN CLERK budget by $3,564.00 to $23,389.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

162 ELECTIONS & REGISTRATION

110 Salaries	32,127.00
100 Total Personal Services	32,127.00
240 Equipment Repair	75.00
343 Street Listings	4,400.00
580 Town Meeting Expenses	800.00
200 Total Purchase of Services	5,275.00
420 Office Supplies	800.00
400 Total Supplies	800.00
700 Other Charges	1,538.00
800 Capital Outlay	0
ELECTIONS & REG. TOTAL	39,740.00
	-11,840.00
	*27,900.00

*

MOTION MADE: To reduce the ELECTIONS & REGISTRATION budget by $11,840.00 to $27,900.00.

AMENDMENT TO AMENDMENT MADE: To Amend the "ELECTIONS & REGISTRATION" budget for FY, 1992 to read, $35,740.00.

DEFEATED by MAJORITY VOTE: To Amend the "ELECTIONS & REGISTRATION" budget for FY, 1992 to read, $35,740.00.

PASSED by MAJORITY VOTE: To reduce the ELECTIONS & REGISTRATION budget by $11,840.00 to $27,900.00.

171 CONSERVATION COMMISSION

110 Salaries	8,480.00
100 Total Personal Services	8,480.00
245 Equipment Repairs	0
247 Grounds Maintenance	0
274 P O Box Rental	7.00
344 Postage	0
380 Misc. Contracted Ser.	0
200 Total Purchase of Services	7.00
420 Office Supplies	100.00
400 Total Supplies	100.00
700 Other Charges	675.00
800 Capital Outlay	0
CONSERVATION COMMISSION TOTAL	9,262.00
	-2,656.00
	*6,606.00

*

MOTION MADE: To reduce the CONSERVATION COMMISSION budget by $2,656.00 to $6,606.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

175 PLANNING BOARD

110 Salaries	53,258.00
100 Total Personal Services	53,258.00
304 Medical Exams	0
340 Printing Services	0
342 Legal Notices	100.00
380 Contracted Services	0
200 Total Purchase of Services	100.00
420 Office Supplies	50.00
400 Total Supplies	50.00
700 Other Charges	140.00
800 Capital Outlay	0
PLANNING BOARD TOTAL	53,548.00
	- 4,846.00
	*48,702.00

*

MOTION MADE: To reduce the PLANNING BOARD budget by $4,846.00 to $48,702.00.

AMENDMENT to AMENDMENT MADE: To reduce the PLANNING BOARD budget by $46,846.00 to $6,702.00.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

AMENDMENT to AMENDMENT: DEFEATED by MAJORITY VOTE to reduce the PLANNING BOARD budget by $46,846.00 to $6,702.00.

PASSED by MAJORITY VOTE: To reduce the PLANNING BOARD budget by $4,846.00 to $48,702.00.

192 TOWN BUILDINGS & GROUNDS

210 Electricity	10,104.00
212 Heat	6,000.00
230 Water	391.00
244 Building Maint. & Repair	8,000.00
247 Grounds Maintenance	2,000.00
200 Total Purchase of Services	26,495.00
481 Gasoline	35,300.00
400 Total Supplies	35,300.00
TOWN BUILDING & GRDS TOTAL	61,795.00

PUBLIC SAFETY

210 POLICE DEPARTMENT

110 Salaries	586,738.00
190 Employee Allowance	9,000.00
100 Total Personal Services	595,738.00
210 Electricity	3,900.00
211 Heat & Oil	4,000.00
230 Water	180.00
241 Vehicle Maint. & Repair	3,500.00
242 Radio Repair	2,200.00
243 Service Equipment	2,200.00
244 Building Maint. & Rep.	3,000.00
304 Medical Exams	350.00
341 Telephone	5,000.00
342 Legal Notices	100.00
344 Postage	450.00
200 Total Purchase of Services	24,880.00
599 Service Supplies	1,200.00
500 Total Supplies	1,200.00
700 Other Charges	7,350.00
800 Capital Outlay	4,000.00
POLICE DEPARTMENT TOTAL	633,168.00
	- 27,000.00
	* 606,168.00

*

MOTION MADE: To reduce the POLICE DEPT. budget by $27,000.00 to $606,168.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

220 FIRE DEPARTMENT

110 Salaries	410,308.00
190 Employee Allowance	5,000.00
100 Total Personal Services	415,308.00
210 Electricity	6,000.00
211 Heat & Oil	2,800.00
230 Water	220.00
241 Vehicle Maintenance & Repa	4,500.00
243 Service Equipment	3,000.00
244 Building Maintenance & Rep	2,000.00
341 Telephone	4,000.00
200 Total Purchase of Services	22,520.00
420 Office Supplies	800.00
480 Grease & Oil	200.00
599 Service Supplies	2,500.00
400 Total Supplies	3,500.00
700 Other Charges	2,900.00
800 Capital Outlay	2,000.00
FIRE DEPARTMENT TOTAL	446,228.00
	- 22,800.00
	* 423,428.00

(cont.)

Cont. Fire Dept.

*

MOTION MADE: To reduce the FIRE DEPT. budget by $22,800.00 to $423,428.00.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)
VOTED UNANIMOUSLY: To LIMIT DEBATE.

PASSED by MAJORITY VOTE: To reduce the FIRE DEPT. budget by $22,800.00 to $423,428.00.

MOTION MADE: To suspend the rules to ADJOURN THE ANNUAL TOWN MEETING after 11:00 P.M.

MOTION: (as stated above) VOTED UNANIMOUSLY.

At 11:31 p.m. on Monday, April 8, 1991 it was MOVED and UNANIMOUSLY VOTED to ADJOURN the April 8, 1991 Annual Town Meeting to Tuesday, April 9, 1991 at 7:30 P.M.

A true copy:
Attest: _____
PAUL J. BERRY, TOWN CLERK

At the Adjourned Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Tuesday, April 9, 1991 at 7:30 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 Voters = quorum (239) voters were present).

Checkers: Janet M.E. Mattioli
Susanne S. Dumont
Lidia A. Kiley
Lois W. Denman

The Meeting was called to order at (7;55 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Michael Burnham	11 Clemmons Street
Donna McDaniel	24 Richards Road
Richard Falconi	14 Newton Street
Mark W. Davis	13 Skylar Drive

Moderator Wilson had requests from the following non-voters to attend the Adjourned Session of the Annual Town Meeting:

Laurie Sugarman-Whittier, Framingham, MA., Co-Director, Youth Commission.
Glenda Hazard, Reporter, Southboro Villager.

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the Hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant.

Cont., ARTICLE 9:

BUDGET NAME	FY 1992 REQUEST
241 BUILDING DEPARTMENT	
110 Salaries	45,561.00
100 Total Personal Services	45,561.00
380 Contracted Services	0
200 Total Purchase of Services	0
410 Office Supplies	0
530 Building Supplies	250.00
400 Total Supplies	250.00
700 Other Charges	3,930.00
800 Capital Outlay	0
BUILDING DEPARTMENT TOTAL	49,741.00
	- 2,098.00
	*47,643.00

*

MOTION MADE: To reduce the BUILDING DEPT. budget by $2,098.00 to $47,643.00.

VOTED UNANIMOUSLY: To reduce the BUILDING DEPT. budget by $2,098.00 to $47,643.00.

243 PLUMBING INSPECTOR

110 Salaries	6,000.00
100 Total Personal Services	6,000.00

MOTION MADE: To approve the PLUMBING INSPECTOR budget at $6,000.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

245 WIRING INSPECTOR

110 Salaries	8,753.00
100 Total Personal Services	8,753.00

MOTION MADE: To approve the WIRING INSPECTOR budget at $8,753.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

247 ANIMAL INSPECTOR

110 Salaries	467.00
100 Total Personal Services	467.00
420 Office Supplies	10.00
400 Total Purchase of Supplies	10.00
700 Other Charges	0
ANIMAL INSPECTOR TOTAL	477.00

248 INSECT/PEST CONTROL

110 Salaries	9,624.00
100 Total Personal Services	9,624.00
245 Equipment Repairs	500.00
306 Pest Control Services	7,000.00
200 Total Purchase of Services	7,500.00
400 Service Supplies	500.00
400 Total Supplies	500.00
800 Capital Outlay	500.00
INSECT/PEST CONTROL TOTAL	18,124.00
	-15,624.00
	* 2,500.00

MOTION MADE: To reduce the INSECT PEST CONTROL budget by $18,124.00 to $0.

MOTION MADE TO AMEND: To increase INSECT PEST CONTROL budget to $16,624.00.

DEFEATED by MAJORITY VOTE: To increase INSECT PEST CONTROL budget to $16,624.00.

*
MOTION MADE TO AMEND: To fund the INSECT/PEST CONTROL budget to $2,500.00.

PASSED by MAJORITY VOTE: To fund the INSECT/PEST CONTROL budget to $2,500.00

291 CIVIL DEFENSE

110 Salaries	710.00
100 Total Personal Services	710.00
245 Equipment Repairs	200.00
341 Telephone	400.00
200 Total Purchase of Services	600.00
700 Other Charges	0
800 Capital Outlay	522.00
CIVIL DEFENSE TOTAL	1,832.00

292 ANIMAL CONTROL OFFICER

110 Salaries	21,470.00
100 Total Personal Services	21,470.00
270 Facility Rental	3,000.00
341 Telephone	25.00
383 Care & Destruction	100.00
200 Total Purchase of Services	3,125.00
420 Office Supplies	100.00
599 Service Supplies	0
400 Total Supplies	100.00
700 Other Charges	882.00
800 Capital Outlay	0
ANIMAL CONTROL OFFICER TOTAL	25,577.00

294 TREE WARDEN

110 Salaries	12,247.00
190 Employee Allowance	200.00
100 Total Personal Services	12,447.00
245 Equipment Repairs	500.00
305 Tree Experts	8,000.00
345 Advertising	0
200 Total Purchase of Services	8,500.00
400 Service Supplies	500.00
400 Total Supplies	500.00
700 Other Charges	560.00
800 Capital Outlay	1,000.00
TREE WARDEN TOTAL	23,007.00
	- 2,757.00
	*20,250.00

MOTION MADE: To reduce the TREE WARDEN budget by $257.00 to $22,750.00.

*
MOTION MADE TO AMEND: The TREE WARDEN BUDGET to $20,250.00.

PASSED by MAJORITY VOTE:The TREE WARDEN BUDGET to $20,250.00.

CHALLENGE from the floor on the above VOICE VOTE taken. (2/3 vote required)

HAND COUNT VOTE TAKEN as follows: YES: 115 NO: 66.

*
PASSED by MAJORITY VOTE: The TREE WARDEN BUDGET to $20,250.00

420 HIGHWAY DEPARTMENT

110 Salaries	333,449.00
190 Employee Allowance	4,700.00
100 Total Personal Services	338,149.00
210 Electricity	5,600.00
211 Heat & Oil	4,000.00
230 Water	700.00
242 Radio Repair	500.00
243 Service Equipment	0
244 Building Maint. & Repair	5,000.00
245 Equipment Repairs	4,000.00
246 Traffic Signal Maintenance	1,000.00
271 Equipment Rental	2,000.00
272 Equipment Lease Purchase	0
290 Weather Service	12,000.00
292 Rubbish Removal	0
293 Refuse Disposal	110,000.00
341 Telephone	2,100.00
342 Legal Notices	300.00
344 Postage	50.00
345 Advertising	50.00
200 Total Purchase of Services	147,300.00

(CONT.)

(cont., HIGHWAY DEPARTMENT)

420 Office Supplies	800.00
480 Grease & Oil	1,500.00
490 Meals, Snow	300.00
529 Parts - Other Depts.	
531 Highway Paint	7,100.00
532 Parts	21,000.00
533 Garage Equipment	2,000.00
534 Gravel, Stone & Fill	1,500.00
535 Salt	28,000.00
536 Sand	13,000.00
537 Bituminous	3,500.00
538 Signs	2,500.00
539 Drainage Material	3,500.00
540 Guard Rail	2,500.00
541 Small Tools	1,500.00
542 DPW Service Supplies	3,500.00
400 Total Supplies	92,200.00
700 Other Charges	1,600.00
841 Maintain Town Roads	0
851 Construction Equipment	2,500.00
852 Radio Purchase	5,000.00
800 Total Capital Outlay	7,500.00
HIGHWAY DEPARTMENT TOTAL	586,749.00
	- 45,603.00
	*541,146.00

MOTION MADE: To reduce the HIGHWAY DEPT. budget by $45,603.00 to $541,146.00.

MOTION MADE TO AMEND: To reduce the HIGHWAY DEPT. budget by $25,000.00 to $561,749.00.

DEFEATED by MAJORITY VOTE: To reduce the HIGHWAY DEPT. budget by $25,000.00 to $561,749.00.

MOTION MADE to LIMIT DEBATE: (2/3 vote required)
VOTED UNANIMOUSLY: To LIMIT DEBATE.

*
PASSED by MAJORITY VOTE: To reduce the HIGHWAY DEPT. budget by $45,603.00 to $541,146.00.

424 STREET LIGHTS

210 Electricity-street lights	102,942.00
200 Total Purchase of Services	102,942.00
424 STREET LIGHTS TOTAL	102,942.00
	- 6,942.00
	* 96,000.00

*
MOTION MADE: To reduce the STREET LIGHTS budget by $6,942.00 to $96,000.00.

VOTED UNANIMOUSLY: To reduce the STREET LIGHTS budget by $6,942.00 to $96,000.00.

451 WATER DEPARTMENT

110	Salaries	211,511.00
190	Employee Allowance	2,800.00
	Pension	14,934.00
	Work Comp.	14,327.00
	Employee Insurance	25,540.00
100	Total Personal Services	269,112.00
210	Electricity	32,809.00
211	Heat	1,300.00
241	Vehicle Maint. & Repair	3,000.00
242	Radio Repair	700.00
244	Building Maint. & Repair	3,500.00
249	Small Engine Repairs	200.00
250	Meter Repairs	1,000.00
251	Hydrant Repairs	3,500.00
252	Compressor Repairs	300.00
271	Equipment Rental	300.00
295	Service Connection	4,000.00
296	MDC Payment	101,000.00
297	Snow Removal Not by Emp	0
304	Medical Exams	0
341	Telephone	2,672.00
342	Legal Notices	150.00
344	Postage	2,032.00
345	Advertising	200.00
380	Misc Contracted Services	8,000.00
200	Total Purchase of Services	164,663.00
410	Propane	2,200.00
420	Office Supplies	2,000.00
541	Small Tools	800.00
543	Pipes & Fittings	5,000.00
544	Meters & Fittings	4,500.00
545	Stat Supplies/Pumping Stat	7,800.00
400	Total Supplies	22,300.00
700	Other Charges	2,575.00
800	Capital Outlay	3,000.00
	WATER DEPARTMENT TOTAL	461,650.00
		- 5,650.00
		* 456,000.00

*

MOTION MADE: To reduce the WATER DEPT. BUDGET by $5,650.00 to $456,000.00.

VOTED UNANIMOUSLY: To reduce the WATER DEPT, budget by $5,650.00 to $456,000.00.

491 CEMETERY DEPARTMENT

110 Salaries	55,881.00
190 Employee Allowance	400.00
100 Total Personal Services	56,281.00
210 Electricity	500.00
211 Heat & Oil	760.00
230 Water	500.00
241 Vehicle Maint. & Repair	500.00
244 Building Maint. & Repair	300.00
245 Equipment Repairs	325.00
304 Medical Exams	150.00
341 Telephone	500.00
342 Legal Notices	150.00
344 Postage	50.00
200 Total Purchase of Services	3,735.00
420 Office Supplies	0
599 Service Supplies	853.00
400 Total Supplies	853.00
700 Other Charges	0
800 Capital Outlay	0
CEMETERY DEPARTMENT TOTAL	60,869.00
	- 25,869.00
	* 35,000.00

*
MOTION MADE: To reduce the CEMETERY DEPT. budget by $25,869.00 to $35,000.00.

VOTED UNANIMOUSLY: To reduce the CEMETERY DEPT, budget by $25,869.00 to $35,000.00.

511 BOARD OF HEALTH

110 Salaries	56,172.00
100 Total Personal Services	56,172.00
292 Rubbish Removal	0
294 Septage Disposal	25,000.00
304 Medical Exams	100.00
307 Nursing Services	4,000.00
345 Advertising	1,000.00
Inspectors	0
200 Total Purchase of Services	30,100.00
420 Office Supplies	200.00
599 Service Supplies	200.00
400 Total Supplies	400.00
700 Other Charges	3,161.00
800 Capital Outlay	0
BOARD OF HEALTH TOTAL	89,833.00
	- 31,454.00
	* 58,379.00

*
MOTION MADE: To reduce the BOARD OF HEALTH budget by $31,454.00 to $58,379.00.

MOTION MADE: To AMEND the pending AMENDMENT of $58,379.00 striking out $89,333.00 and inserting $61,375.00.

DEFEATED by MAJORITY VOTE: To AMEND the pending AMENDMENT of $58,379.00 striking out $89,333.00 and inserting $61,375.00.

PASSED by MAJORITY VOTE: To reduce the BOARD OF HEALTH budget by $31,454.00 to $58,379.00.

541 COUNCIL ON AGING

340 Printing	650.00
380 Misc. Contracted Services	4,100.00
200 Total Purchase of Supplies	4,750.00
599 Service Supplies	500.00
400 Total Supplies	500.00
COUNCIL ON AGING TOTAL	5,250.00

543 VETERANS' SERVICES

110 Salaries	7,477.00
100 Total Personal Services	7,477.00
420 Office Supplies	0
400 Total Supplies	0
700 Other Charges	11,700.00
VETERANS' SERVICES TOTAL	19,177.00

610 LIBRARY

110 Salaries	117,991.00
100 Total Personal Services	117,991.00
210 Electricity	12,700.00
211 Heat and Oil	4,200.00
230 Water	150.00
244 Building Maintenance	6,000.00
245 Equipment Repairs	1,200.00
341 Telephone	1,700.00
200 Total Purchase of Services	25,950.00
420 Office Supplies	1,500.00
510 Books	21,657.00
511 Audio-Visual	300.00
599 Service Supplies	0
400 Total Supplies	23,457.00
700 Other Charges	250.00
800 Capital Outlay	0
LIBRARY TOTAL	167,648.00

631 RECREATION

110 Salaries	26,170.00
100 Total Personal Services	26,170.00
247 Grounds Maintenance	275.00
271 Equipment Rental	0
345 Advertising	0
380 Contracted Services	2,000.00
200 Total Purchase of Services	2,275.00
420 Office Supplies	600.00
599 Service Supplies	375.00
400 Total Supplies	975.00
700 Other Charges	625.00
800 Capital Outlay	0
RECREATION TOTAL	30,045.00
	- 6,500.00
	*23,545.00

*

MOTION MADE: To reduce the RECREATION budget by $6,500.00 to $23,545.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

YOUTH COMMISSION BUDGET voted on April 8, 1991, see page 16 of this transcript.

633 HISTORICAL COMMISSION

420 Office Supplies	100.00
341 Telephone	0
400 Total Supplies	100.00
700 Other Charges	300.00
HISTORICAL COMMISSION TOTAL	400.00

900 INSURANCE

170 Blue Cross-Health	224,669.00
171 HMO-Health	189,840.00
172 Group Life Insurance	4,450.00
173 Dental-Health	41,272.00
174 Workers' Compensation	72,800.00
746 Police/Fire Accident	6,334.00
751 Medicare	22,254.00
753 Social Security	33,000.00
100 Total Personal Services	594,619.00
301 Consulting Services	14,000.00
200 Total Purchase of Services	14,000.00
740 Auto Insurance	27,136.00
741 Boiler Insurance	2,471.00
742 General Liability	62,193.00
743 Public Officials	3,525.00
744 School Committee	2,390.00
745 Police Liability	15,591.00
747 Fire/EMT Liability	4,234.00
750 Youth Director	721.00
700 Total Other Charges	118,261.00
INSURANCE TOTAL	726,880.00
	- 25,759.00
	*701,121.00

*

MOTION MADE: To reduce the INSURANCE budget by $25,759.00 to $701,121.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

DEBT and INTEREST

750 INTEREST ON DEBT
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	20,388.00
BONDS:	
Library	72,930.00
900 Debt Service	93,318.00

710 DEBT SERVICE
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	70,000.00
BONDS:	
Library	130,000.00
900 Debt Service	200,000.00

750 INTEREST ON DEBT
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	19,460.00
900 Debt Service	19,460.00

710 DEBT SERVICE
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	80,000.00
900 Debt Service	80,000.00

RESERVE FUND 75,000.00

SCHOOL DEPARTMENT

SOUTHBOROUGH SCHOOLS

REGULAR DAY PROGRAMS

ADMINISTRATION	
School Committee	9,600.00
Superintendent's Office	127,123.00
INSTRUCTION	
Supervision	24,945.00
Principals	231,135.00
Teaching	2,229,861.00
Textbooks	17,690.00
Library Services	76,807.00
Audio/Visual Services	7,975.00
Guidance Services	68,513.00
OTHER STUDENT SERVICES	
Personnel Services	500.00
Health Services	53,486.00
Transportation	97,650.00
Food Services	0
Student Body Activities	9,850.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	322,951.00
Maintenance of Buildings	55,550.00
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	12,430.00
GRAND TOTAL BUDGET REG. DAY PROGRAMS	3,346,066.00

SPECIAL EDUCATION PROGRAMS	
INSTRUCTION	
Director	71,813.00
Teaching	311,682.00
Psychological Services	53,470.00
OTHER STUDENT SERVICES	
Health Services	20,400.00
Transportation	3,900.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	1,250.00

(Continued)

SOUTHBOROUGH SCHOOLS (cont.)

ACQUISITION OF FIXED ASSETS	
New Equipment	600.00
PROGRAMS, OTHER SYSTEMS IN MASS.	
Tuition & Transportation Out	167,942.00
PROGRAMS, MEMBER OF COLLABORATIVE	45,396.00
GRAND TOTAL BUDGET SPECIAL ED. PROG.	676,453.00
GRAND TOTAL, REG. & SPECIAL ED.	4,022,519.00
OPERATING BUDGET, VOCATIONAL ED.	0
GRAND TOTAL BUDGET, ALL PROGRAMS	4,022,519.00
	- 144,198.00
	*3,878,321.00

*

MOTION MADE: To reduce the SOUTHBOROUGH SCHOOLS budget by $144,198.00 to $3,878,321.00.

VOTED UNANIMOUSLY: To reduce the SOUTHBOROUGH SCHOOLS budget by $144,198.00 to $3,878,321.00.

ALGONQUIN REGIONAL HIGH SCHOOL

REGULAR DAY PROGRAMS	
ADMINISTRATION	
School Committee	37,256.00
Superintendent's Office	128,723.00
INSTRUCTION	
Supervision	22,626.00
Principals	431,213.00
Teaching	2,965,447.00
Textbooks	22,022.00
Library Services	94,870.00
Audio/Visual Services	11,092.00
Guidance Services	229,154.00
OTHER STUDENT SERVICES	
Health Services	27,140.00
Transportation	369,263.00
Student Body Activities	40,759.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	393,460.00
Maintenance of Buildings	107,242.00
FIXED CHARGES	
Employee Retirement	71,500.00
Insurance	428,600.00
Short Term Interest	5,000.00
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	29,710.00
GRAND TOTAL BUDGET REG. DAY PROGRAM	5,415,077.00
SPECIAL EDUCATION PROGRAMS	
INSTRUCTION	
Director	30,957.00
Teaching	198,008.00
Textbooks	200.00
Psychological Services	39,819.00
OTHER STUDENT SERVICES	
Health Services	1,300.00
Transportation	12,000.00

(continued)

ALGONQUIN REG. HIGH SCHOOL (cont.)

OPERATION/MAINTENANCE OF BUILDINGS		
Maintenance of Equipment		250.00
ACQUISITION OF FIXED ASSETS		
New Equipment		100.00
PROGRAMS, OTHER SYSTEMS IN MASS.		
Tuition & Transportation Out		27,600.00
PROGRAMS, MEMBER OF COLLABORATIVE		89,415.00
GRAND TOTAL BUDGET SPECIAL ED. PROG		399,649.00
ATHLETICS		
ANTICIPATED ATHLETIC RECEIPTS		(14,000.00)
OTHER STUDENT SERVICES		170,312.00
OPERATION & MAINTENANCE		
Maintenance		8,675.00
FIXED CHARGES		
Sports Insurance		4,100.00
ACQUISITION OF FIXED ASSETS		
Equipment		18,770.00
GRAND TOTAL BUDGET ATHLETICS		187,857.00
GRAND TOTAL OPERATING BUDGET		
Regular Day Programs		5,415,077.00
Special Education Programs		399,649.00
Athletics		187,857.00
GRAND TOTAL BUDGET, ALL PROGRAMS		6,002,583.00
10% REDUCTION, FY 91 STATE AID		
Anticipated Receipts/Transfers		
Transportation Reimbursement	277,158.00	
Regional School Aid	543,624.00	
Chapter 70 Aid	292,254.00	
E & D Transfer	75,000.00	
		1,188,036.00
GRAND TOTAL BUDGET, ALL PROGRAMS		4,814,547.00
MATURING DEBT ASSESSMENTS		
SOUTHBOROUGH		
Roof #1 - 37.62% of $16,037		6,033.00
Roof #2 - 34.67% of $38,100		13,209.00
Roof #3 & Science Labs - 32.82% of $115,140		37,789.00*
TOTAL SOUTHBOROUGH		57,031.00
*voted as a debt exclusion by the Town of Southborough, May 1989		
NORTHBOROUGH		
Roof #1 - 62.38% of $16,037		10,004.00
Roof #2 - 65.33% of $38,100		24,891.00
Roof #3 - & Science Labs - 67.18% of $115,140		77,351.00
TOTAL NORTHBOROUGH		112,246.00
MATURING DEBT AND INTEREST		
Maturing Debt, FY 92		274,431.00
Less-		
State Aid (Roof #1)	34,354.00	
State Aid (Roof #2)	70,800.00	
Total State Aid		105,154.00
BALANCE, MATURING DEBT FY 92		169,277.00

(Continued)

ALGONQUIN REG. HIGH SCHOOL (Cont.)

FY 92 SCHEDULE OF ASSESSMENTS

TOTAL ASSESSMENTS		
Net Operating Budget		4,814,547.00
Net Maturing Debt Account:		
Roof #1	16,037	
Roof #2	38,100	
Roof #3 & Science Labs	115,140	
		169,277.00
TOTAL		4,983,824.00
NORTHBOROUGH Assessment		
Operating Budget (65.6% of $4,814,547)		3,158,343.00
Net Maturing Debt Account:		
Roof #1	10,004	
Roof #2	24,891	
Roof #3 & Science Labs	77,351	
		112,246.00
TOTAL NORTHBOROUGH ASSESSMENT		3,270,589.00
SOUTHBOROUGH Assessment		
Operating Budget (34.4% of $4,814,547)		1,656,204.00
Net Maturing Debt Account:		
Roof #1	6,033	
Roof #2	13,209	
Roof #3 & Science Labs	37,789*	
		57,031.00
TOTAL SOUTHBOROUGH ASSESSMENT		1,713,235.00
*This sum was voted as a debt exclusion		- 118,742.00
by the Town of Southborough, May 1989		** 1,594,493.00

**

e Spec- MOTION MADE: To reduce the ALGONQUIN assessment by $118,742.00 to
Town $1,594,493.00.
ting held
6/91 VOTED UNANIMOUSLY: To reduce the ALGONQUIN assessment by $118,742.00
. 1.) to $1,594,493.00.

ASSABET VALLEY REG. VOC. SCHOOL	
School Committee	66,128.00
Superintendent's Office	275,718.00
Data Processing	49,485.00
Instruction Supervision	206,890.00
Principal's Office	88,718.00
Teaching	3,574,402.00
Textbooks	26,500.00
Library	54,657.00
Multi-Media	32,118.00
Guidance Services	267,933.00
OTHER SCHOOL SERVICES	
Attendance	15,923.00
Health Services	31,237.00
Transport.- Reg., Late & Final	617,443.00
Transport.- Sports, Field Trips	28,651.00
Student Body Activities	126,816.00
PLANT OPERATION & MAINTENANCE	
Operation of Plant	1,222,020.00
Maintenance of Plant	258,600.00
FIXED CHARGES	
Employee Retirement & Health Ins	683,267.00
Insurance	159,730.00
ACQUISITION OF FIXED ASSETS	51,800.00
TOTAL REGULAR OPERATING BUDGET	7,838,036.00
Bus Contract Reduction	
Adjusted Reg. Oper. Budget	

(Continued)

ASSABET VALLEY REG. VOC.(cont.)

SPECIAL NEEDS	
Day Operating Budget	403,418.00
Extended Day Special Needs	158,373.00
Prototype 4 & 5 Budget	0
CAPITAL EQUIPMENT REPLACEMENT	0
"RIGHT TO KNOW " CHAPTER 111F	15,000.00
SINGLE AUDIT REQUIREMENT	15,000.00
ADULT EVENING VOC. OPERATING	0
TOTAL CAPITAL & OPERATING BUDGET	8,429,827.00
Less Anticipated Aid & Transfers	(3,997,398.00)
TOTAL ASSESSMENT TO COMMUNITIES	4,432,429.00
Bond for Roof Repair	146,383.00
Less Anticipated Aid Chapter 515	(80,000.00)
Total Capital & Oper. Assessment	4,498,812.00
SOUTHBOROUGH ASSESSMENT	145,157.00
Aug. 20, 1989 Reduced Assessment	
Aug. 20, 1989 New Assessment	

MOTION MADE: To approve the ASSABET assessment at $145,157.00.

VOTED UNANIMOUSLY: To approve the ASSABET assessment at $145,157.00

ARTICLE 10: To see if the Town will vote to transfer to Surplus Revenue Account (Excess and Deficiency) a sum of money, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer to Surplus Revenue Account (Excess and Deficiency) the following sums of money:

	$ 55.00	Article 17 ATM 1990
	3,111.56	Article 29 ATM 1988
Total	$ 3,166.56	

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 11: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, or borrow and appropriate, a sum of money for the purpose of replacing the Town House sewage disposal system, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 12: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,150.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,150.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 13: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $256,375.00 for the fiscal year beginning July 1, 1991 and ending June 30, 1992 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $256,375.00 for the fiscal year beginning July 1, 1991 and ending June 30, 1992 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 14: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $7,500.00 for the purpose of funding Greater Marlboro Alcoholism Referral Center, a nonprofit drop-in center, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $5,000.00 for the purpose of funding Greater Marlboro Alcoholism Referral Center, a nonprofit drop-in center.

MOTION: (as stated above)WITHDRAWN by UNANIMOUS VOTE.

MOTION MADE: That the Town raise and appropriate the sum of $2,500.00 for the purpose of funding Greater Marlboro Alcoholism Referral Center, a nonprofit drop-in center.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 15:To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate the sum of $105,000.00 for the maintenance of town roads, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $95,000.00 for the maintenance of town roads.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 16: To see if the Town will vote to raise and appropriate or transfer fromavailable funds and appropriate or borrow and appropriate a sum of money for the purpose of purchasing one front end loader for the Highway Department, and to see what disposition shall be made of the existing 1974 Caterpillar front end loader currently in use by the Highway Department, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $75,000.00 for the purpose of purchasing one front end loader for the Highway Department, and to see what **disposition shall be made of the existing 1974 Caterpillar front end loader** currently on use by the Highway Department.

*MOTION: (as stated above) VOTED UNANIMOUSLY.

*MOTION: (as stated above) DEFEATED at our TOWN ELECTION, held on May 13, 1991, as "BALLOT OVERRIDE QUESTION #2".

ARTICLE 17: To see if the town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of purchasing one 4 wheel drive utility truck for the Highway Department, and that the Selectmen be authorized to sell, trade-in, or otherwise dispose of the existing 1965 Jeep Utility truck currently in use by the Highway Department, or do or act anything in relation thereto.

MOTION MADE: That the town raise and appropriate the sum of $25,000.00 for the purpose of purchasing one 4 wheel drive utility truck for the Highway Department, and that the Selectmen be authorized to sell, trade in, or otherwise dispose of the existing 1965 Jeep Utility truck currently in use by the Highway Department.

* MOTION: (as stated above) VOTED UNANIMOUSLY.

* MOTION: (as stated above) DEFEATED at our TOWN ELECTION, held on May 13, 1991 as "BALLOT OVERRIDE QUESTION #3".

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of purchasing new sander/dump truck bodies for the Highway Department, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 19: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of constructing, reconstructing or otherwise improving North Street, or do or act anything in relation thereto.

MOTION MADE: To Postpone Indefinitely.

VOTED UNANIMOUSLY: To Postpone Indefinitely.

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of implementing recycling programs, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

At 11:00 P.M. on Tuesday, April 9, 1991 it was MOVED and UNANIMOUSLY VOTED to ADJOURN the April 9, 1991 Adjourned Session of the Annual Town Meeting to Thursday, April 11, 1991 at 7:30 P.M.

A true copy:
Attest: _____
PAUL J. BERRY, TOWN CLERK

At the ADJOURNED Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Thursday, April 11, 1991 at 7:30 P.M., the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum (183) Voters were present).

Checkers: Janet M. E. Mattioli
Susanne S. Dumont
Lidia A. Kiley
Lois W. Denman

The Meeting was called to order at (8:12 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Richard E. Falconi	14 Newton Street
William J. Christensen	17 Granuaile Road
Richard A. Jennings	205 Main Street
Martin E. Moran	42 Oregon Road

Moderator Wilson had requests from the following non-voters to attend the Adjourned Session of the Annual Town Meeting:

Paula Mank, Middlesex News.

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant.

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate $30,000.00 to acquire two new four-door full-size sedan-type police crusiers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $30,000.00 to acquire two new four-door full-size sedan-type police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 22: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $16,900.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,900.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 23: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate the sum of $5,000.00 to refurbish the pickup truck the Town received from the State, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 24: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, or borrow and appropriate, a sum of money for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to sell, trade in, or otherwise dispose of the exisiting 1971 Mitts & Merrill chipper currently in use by the Town, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,000.00 for the purpose of purchasing one new brush chipper, and that the Tree Warden be authorized to sell, trade in, or otherwise dispose of the existing 1971 Mitts & Merrill chipper currently in use by the Town.

*MOTION: (as stated above) VOTED UNANIMOUSLY.

*MOTION: (as stated above) DEFEATED at our TOWN ELECTION, held on May 13, 1991, as "BALLOT OVERRIDE QUESTION #4).

ARTICLE 25: To see if the Town will vote to raise and appropriate the sum of $2,500.00 for the purpose of aiding in the funding of the MetroWest Planning Office, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $250.00 for the purpose of aiding in the funding of the MetroWest Planning Office.

AMENDMENT to the Motion MADE: That the sum of $1,250.00 be appropriated to the MetroWest Planning Office.

AMENDMENT to the Motion: Was WITHDRAWN BY MAJORITY VOTE.

2nd AMENDMENT to MOTION: That the sum of $500.00 be appropriated to the MetroWest Planning Office.

2nd AMENDMENT to MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 26: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money to be used for the payment of unemployment compensation payments, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $26,000.00 to be used for the payment of unemployment compensation payments.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 27: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,000.00, or any other sum, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,000.00 to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 28: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropraite, a sum of money for the purpose of maintenance of equipment, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $3,000.00 for the purpose of maintenance of equipment.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 29: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate, the sum of $5,000.00 for the purpose of carpeting the Town House, or do or act anything in relation thereto.

MOTION MADE: To Postpone Indefinitely.

VOTED UNANIMOUSLY: To Postpone Indefinitely.

ARTICLE 30: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate, a sum of money for the purpose of buying street light fixtures, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

VOTED UNANIMOUSLY: To postpone indefinitely.

ARTICLE 31: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

VOTED UNANIMOUSLY: To postpone indefinitely.

ARTICLE 32: To see if the Town will vote to transfer from the Water Department Surplus and appropriate, the sum of $74,500.00 for the purpose of installing a new 12" water main on Turnpike Road and Deerfoot Road for a distance of 1,100 feet to complete a system loop, or do or act anything in relation thereto.

MOTION(as stated in the words of the ARTICLE):VOTED UNANIMOUSLY.

ARTICLE 33: To see if the Town will vote to transfer from the Water Department Surplus or borrow and appropriate the sum of $142,000.00 to repair and paint the Atwood Road Tank inside and outside, and that the yearly debt retirement and interest on debt for this borrowing shall be offset by water receipts, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

VOTED UNANIMOUSLY: To postpone indefinitely.

ARTICLE 34: To see if the Town will vote to transfer from the Water Department Surplus and appropriate, the sum of $32,000.00 for the purpose of installing a new 12" water main along Marlborough Road and Sears Road for a distance of 800 feet to complete a system loop, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

VOTED UNANIMOUSLY: To postpone indefinitely.

(ARTICLE 35: See page 14 of this transcript for the April 8, 1991 Unanimous vote.)

ARTICLE 36: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate, the sum of $25,000.00 for the expressed purpose of making capital improvements (heating system repairs) to the A.S. Woodward School during fiscal year 1992, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $25,000.00 for the expressed purpose of making capital improvements (heating system repairs) to the A.S. Woodward School during fiscal year 1992.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 37: To see if the Town will vote to raise and appropriate or transfer from any Available funds and appropriate or borrow and appropriate, the sum of $40,000.00 for the expressed purpose of making capital improvements (replace gym floor) to the Margaret Neary School during fiscal year 1992, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 38: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate, the sum of $60,000.00 for the expressed purpose of making capital improvements (remove and replace underground fuel storage tank) to the A.S. Woodward School during fiscal year 1992, or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 39: To see if the Town will vote to accept the provisions of Chapter 291 of the Acts of 1990, thereby allowing the Town to receive enhanced 911 service as defined in said Act and, if acceptance and notification to the Secretary of the Commonwealth of said acceptance occur on or before December 11, 1991, the Town will also receive, at no cost to it, the benefits of enhanced 911 network features and network components, including at least one public safety answering point, and any other enhanced 911 network features that may be made available by the statewide emergency telecommunications board.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 40: To see if the Town will vote to accept the provisions of Chapter 245 of the Acts of 1988 to allow the town to spend without appropriation up to $100,000.00 of funds received as a result of a default on a subdivision, or to take any action relative thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 41: To see if the Town will vote to join the Worcester Regional Transit Authority to provide transportation for the elderly and handicapped, pursuant to Section 3 of Chapter 161B of the Massachusetts General Laws, as amended, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 42: To see if the Town will transfer 9.7 acres, more or less, of Neary School land from the Southborough School Committee to the Cemetery Commission, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer 9.7 acres, more or less, of Neary School land from the Southborough School Committee to the Cemetery Commission.

AMENDMENT TO ARTICLE 42: That the Town create a Town Cemetery Study Committee to report to the 1992 Regular Town Meeting regarding the best opportunity for either cemetery expansion or the creation and siting of a new cemetery within the Town. This Study Committee shall consist of five (5) members, two to be appointed by the Board of Cemetery Commissioners, two by the Board of Selectmen and one by the Town Moderator.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 43: To see if the Town will vote to amend the agreement entered into pursuant to Chapter 513 of the Acts of 1966 by and among the towns of Berlin, Hudson, Maynard, Northborough, Southborough and Westborough and the City of Marlborough by selecting option 3 as outlined in Chapter 10 of the Acts of 1988 which provides for electing members with residency requirements in district-wide elections to be held at the biennial state elections so as to bring the district into compliance with the principle of "one person-one vote" as follows:

The Agreement among the City of Marlborough and the Towns of Berlin, Hudson, Maynard, Northborough, Southborough and Westborough with respect to the establishment of the Assabet Valley Regional Vocational School District dated August 28, 1967 as heretofore amended (the "Agreement") is hereby further amended as follows:

1. Subsection I (A) of the Agreement is amended to read as follows:

(A) Composition: The regional district school committee, hereinafter sometimes referred to as the Committee, shall consist of seven members, one from the City of Marlborough and one from each of the towns of Berlin, Hudson, Maynard, Northborough, Southborough and Westborough. Except as provided in subsection I (B) and I (C), the members of the Committee shall be elected by all the voters of the District at the biennial state election. All Committee members shall serve until their respective successors are elected and qualified.

2. Subsection I (B) of the Agreement is amended to read as follows:

(B) Transition: The members of the Committee incumbent on the effective date of this subsection shall hold office until the first Monday in January following the biennial state election in 1992 and until their successors have been elected and qualified, as herein provided. After the effective date of this subsection, in every year in which the term of a Committee member expires, there shall be elected to membership on the committee one resident of the same member community as that of the member whose term has expired, to fill the vacancy created by such expiration. Each member so elected shall serve for a term of four years following his or her election; (provided that at the biennial state election held in 1992, three of the members to be elected shall be elected for a term of two years and the remaining four members to be elected shall be elected for a term of four years, the positions to be elected for two years to be determined by the Committee by lot promptly upon the effective date of Amendment No. 5 to this Agreement.

3. Subsection I (C) of the Agreement is amended to read as follows:

(C) Biennial District Election: Procedures:

The biennial District election shall be held at the biennial state election on the Tuesday next after the first Monday in November in every even numbered year.

4. Subsection I (D) of the Agreement is amended to read as follows:

(D) Nominations:

Candidates for election to membership on the Committee shall be nominated by filing nomination papers in accordance with the applicable provisions of law.

5. Subsection I (E) of the Agreement is amended to read as follows:

(E) If a vacancy occurs among the elected members of a town, the selectmen and the local school committee members from the member town involved, acting jointly, by a majority vote of those present and voting, shall appoint a member to serve until the next biennial state election, at which election a successor shall be elected to serve for the balance of the unexpired term, if any. If a vacancy occurs from the City of Marlborough, the city council and school committee of the City of Marlborough, acting jointly, and by majority vote of those present and voting shall appoint a member to serve until the next biennial state election, at which election a successor shall be elected to serve for the balance of the unexpired term, if any.

6. Subsection I (F) of the Agreement is amended to read as follows:

(F) Organization:

At the first regular meeting following the first Monday in January of each year, the Committee shall organize and choose a chairman and a vice chairman from among its own membership.

(continued)

(Cont., Art. 43.)

7. Subsection I (G) of the Agreement is amended to read as follows:

(G) Powers and Duties:

The Committee shall have all of the powers and duties conferred and imposed upon it by this agreement and such other additional powers and duties as are specified in Chapter 513 of the Acts of 1966, and any amendments thereof or additions thereto, now or hereafter enacted, or as may be specified in any other applicable general or special law.

or act in any way relative thereto."

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 44: To see if the Town will vote to amend the Regional School Agreement in Section IV (g) by changing the words "the twentieth of March, ..." to "the first of March,...", so that Section IV (g) now reads:

Each member town shall pay its proportionate share of the capital and operating costs to the District each year in four equal installments not later than the first of March, June, September and December.
or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 45: To see if the Town will vote to accept as a public way Sarsen Stone Way described as follows:

DESCRIPTION OF SARSEN STONE WAY

Beginning on the northerly side of Skylar Drive at the southeasterly property corner of the land of Daniel and Donna Daluise; thence turning and running on a curve to the left having a radius of 30.00' and a length of 26.91' to a bound; thence turning and running N.41° 21' 58"W., 40.82' to a bound; thence turning and running on a curve to the right having a radius of 216.11' and a length of 126.37' to a bound; thence turning and running N.07° 51' 42"W., 344.01' to a bound; thence turning and running on a curve to the left having a radius of 140.00' and a length of 90.69' to a bound; thence turning and running N.44° 58' 42"W., 82.00' to a bound; thence turning and running on a curve to the right having a radius of 605.00' and a length of 93.10' to a bound; thence turning and running on a curve to the left having a radius of 395.00' and a length of 134.84' to a bound; thence turning and running on a curve to the right having a radius of 560.00' and a length of 120.75' to a point; thence turning and running N.43° 21' 55"W., 75.00' to a bound; thence turning and running on a curve to the left having a radius of 30.00' and a length of 29.65' to a bound; thence turning and running on a curve to the right having a radius of 70.00' and a length of 358.29'; thence turning and running on a curve to the left having a radius of 30.00' and a length of 29.65' to a bound; thence turning and running S.43° 21' 55"E., 75.00' to a bound; thence turning and running on a curve to the left having a radius of 510.00' and a length of 109.97' to a bound; thence turning and running on a curve to the right having a radius of 445.00' and a length of 151.90' to a bound; thence turning and running on a curve to the left having a radius of 555.00' and a length of 85.40' to a bound; thence turning and running S.44° 58' 42"E., 82.00' to a bound; thence turning and running on a curve to the right having a radius of 190.00' and a length of 123.08' to a bound; thence turning and running S.07° 51' 42"E., 344.01' to a bound; thence turning and running on a curve to the left having a radius of 166.11' and a length of 97.13' to a bound; thence turning and running S.41° 21' 58"E., 30.00' to a bound on the northerly side of Skylar Drive at the southwesterly property corner of the land of Elson and Chryseis Hung; thence turning and running along Skylar Drive in a westerly direction on a curve to the left having a radius of 215.00' and a length of 70.53' to the point of beginning.

The parcel of land is said to contain 71,734 s.f. and is shown as Sarsen Stone Way on a plan entitled "Plan of Land in Southborough, Mass., owned by John A. and Marguerite F. Bartolini. by Connorstone Inc., scale 1"=40', dated Jan. 18, 1991";

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 46: To see if the Town will vote to demand that its Senator or Representatives do everything necessary to implement the provisions of Question 5, which was approved overwhelmingly by the voters at the 1990 biennial state election, including both the formulation of a plan to do so as well as a vote in favor of an appropriation to fund local aid in the amount of 40% of growth taxes (income, corporate and sales) no later than July 1, 1993, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

A TRIBUTE WAS PAYED TO SELECTMAN, WILLIAM D. BAKER, BY SELECTMAN, THOMAS W. MCAULIFFE, on behalf of the BOARD OF SELECTMEN. SELECTMAN BAKER WHOSE TERM OF OFFICE EXPIRES IN MAY OF THIS YEAR, HAS BEEN APPOINTED CHIEF OF POLICE FOR THE TOWN OF SUTTON, MASSACHUSETTS.

ARTICLE 47: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-12 "Parking and Loading Regulations" as follows:

E. 14. Change from Selectmen to Planning Board wherever it appears.

(a) change from Selectmen to Planning Board wherever it appears.

or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-12 "Parking and Loading Regulations" as follows:

E. 14. Change from Selectmen to Planning Board wherever it appears.

(a) Change from Selectmen to Planning Board wherever it appears.

(2/3 vote required)

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 48: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-10.1 "Village Business District Plan Review" by changing the first paragraph to read as follows (changes are underlined):

Within the Village Business District, major site plan approval shall be by Special Permit from the Planning Board, subject to the procedural requirements and decision criteria of Special Permits (174-9), Site Plan Approval (174-10), and the following in addition to the above:

(Remainder of bylaw is unchanged)

or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, Use Regulations, Subsection 174-10,1, Village Business District plan review, by changing the first paragraph to read as follows (changes are underlined):

Within the Village Business District, major site plan approval shall be by special permit from the Planning Board, subject to the procedural requirements and decision criteria of Subsection 174-9, Special permits, Site plan approval, and the following in addition to the above:

(Remainder of bylaw is unchanged) (2/3 vote required)

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 49: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-9, "Special Permit Requirements" as follows:

G. Two Family Dwelling. The conversion of a one-family house which as been in existence for two (2) years or longer to a two-family dwelling is allowed by Special Permit from the Board of Appeals. The application will be considered after receipt of a report, or after thirty-five (35) days elapse without such a report, from the Board of Health certifying that adequate provisions have been made in accordance with the requirements of the Board of Health for drainage and the disposal of sewerage and waste generated by the occupancy of the two-family dwelling. There shall also be a report from the Planning Board describing the lot on which the dwelling is located, the neighborhood where it is located, and the effects of the proposed two-family dwelling thereon, the adequacy of ingress and egress provisions, any recommendations by the Planning Board as to the advisability of granting the Special Permit and any restrictions that should be imposed as conditions thereof, and the provisions for off-street parking in a manner consistent with the character of the premises. If the decision of the Board of Appeals differs from the recommendations of the Planning Board, the reasons therefor shall be stated in the decision. The two-family dwelling shall comply with the following conditions and requirements:

(1) The lot on which a one-family residence is to be converted to a two-family dwelling must be a minimum of fifteen thousand (15,000) square feet.
(2) There must be no other apartment on the lot on which the two-family residence is proposed.
(3) Not more than the required minimum exterior alterations have been or will be made to the one-family house and to any accessory buildings, and the site plan of the lot and floor plans of the dwelling thereon must be filed with the Building Inspector prior to the application to the Board of Appeals.

or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, Use Regulations, Subsection 174-9, Special permit requirements, as follows:

G. Two-family dwelling. The conversion of a one-family house which as been in existence for two (2) years or longer to a two-family dwelling is allowed by special permit from the Board of Appeals. The application will be considered after receipt of a report, or after thirty-five (35) days elapse without such a report, from the Board of Health certifying that adequate provisions have been made in accordance with the requirements of the Board of Health for drainage and the disposal of sewage and waste generated by the occupancy of the two-family dwelling. There shall also be a report from the Planning Board describing the lot on which the dwelling is located, the neighborhood where it is located and the effects of the proposed two-family dwelling thereon, the adequacy of ingress and egress provisions, any recommendations by the Planning Board as to the advisability of granting the special permit and any restrictions that should be imposed as conditions thereof and the provisions for off-street parking in a manner consistent with the character of the premises. If the decision of the Board of Appeals differs from the recommendations of the Planning Board, the reasons therefor shall be stated in the decision. The two-family dwelling shall comply with the following conditions and requirements:

(1) The lot on which a one-family residence is to be converted to a two-family dwelling must be a minimum of fifteen thousand (15,000) square feet.
(2) There must be no other apartment on the lot on which the two-family residence is proposed.
(3) Not more than the required minimum exterior alterations have been or will be made to the one-family house and to any accessory buildings, and the site plan of the lot and floor plans of the dwelling thereon must be filed with the Building Inspector prior to the application to the Board of Appeals. (2/3 vote required)

AMENDMENT TO MOTION MADE: ... that sub-paragraph G (1) be amended by changing "fifteen thousand (15,000)" to read "thirty-five thousand (35,000) ".

AMENDMENT TO MOTION: (as stated above) DEFEATED BY MAJORITY VOTE.

VOTED UNANIMOUSLY: That the Town amend the Code of the Town of Southborough, Zoning Article III, Use Regulations, Subsection 174-9, Special permit requirements, as follows:

(CONTINUED)

(Cont. Art. 49)

G. Two-family dwelling. The conversion of a one-family house which as been in existence for two (2) years or longer to a two-family dwelling is allowed by special permit from the Board of Appeals. The application will be considered after receipt of a report, or after thirty-five (35) days elapse without such a report, from the Board of Health certifying that adequate provisions have been made in accordance with the requirements of the Board of Health for drainage and the disposal of sewage and waste generated by the occupancy of the two-family dwelling. There shall also be a report from the Planning Board describing the lot on which the dwelling is located, the neighborhood where it is located and the effects of the proposed two-family dwelling thereon, the adequacy of ingress and egress provisions, any recommendations by the Planning Board as to the advisability of granting the special permit and any restrictions that should be imposed as conditions thereof and the provisions for off-street parking in a manner consistent with the character of the premises. If the decision of the Board of Appeals differs from the recommendations of the Planning Board, the reasons therefor shall be stated in the decision. The two-family dwelling shall comply with the following conditions and requirements:

(1) The lot on which a one-family residence is to be converted to a two-family dwelling must be a minimum of fifteen thousand (15,000) square feet.
(2) There must be no other apartment on the lot on which the two-family residence is proposed.
(3) Not more than the required minimum exterior alterations have been or will be made to the one-family house and to any accessory buildings, and the site plan of the lot and floor plans of the dwelling thereon must be filed with the Building Inspector prior to the application to the Board of Appeals.

ARTICLE 50: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Subsection 174-9 "Special Permit Requirements" as follows:

H. Multi-family housing for the elderly, owned by a public or non-profit community housing organization is allowed by Special Permit per the Schedule of Use Regulations (174-8). The following formula shall be used to determine the total number of units allowed:

$$\text{Total \# of Units} = \frac{\text{(Total Acreage)} - \text{(Wetlands)} - (.15 \times \text{Total Acreage})}{\text{(Lot Area 25,000 or 43,560)}} + \text{30\% Bonus Lots if applicable}$$

or do or act anything in relation thereto.

MOTION MADE: That the Town amend the Code of the Town of Southborough, Zoning Article III, Use Regulations, Subsection 174-9, Special permit requirements, as follows:

H. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization is allowed by special permit per the Schedule of Use Regulations (174-8). The following formula shall be used to determine the total number of units allowed:

$$\text{Total \# of Units} = \frac{\text{(Total Acreage)} - \text{(Wetlands)} - (.15 \times \text{Total Acreage})}{\text{(Lot Area 25,000 or 43,560)}} + \text{30\% Bonus Lots if applicable}$$

(2/3 vote required)

MOTION (as stated above) PASSED by the following HAND COUNT VOTE: Yes: 64
No: 27

ARTICLE 51: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article II, "Establishment of Districts", Section 174-3 "Districts Enumerated", and Zoning Article III, "Use Regulations", Section 174-8 "Schedule of Use Regulations" as follows:

1. Amend Section 174-3 "Districts Enumerated" by adding Subsection L "Public/Institutional District", referred to as PI District.
2. Amend Section 174-8 "Schedule of Use Regulations" by adding a new column labelled "PI" with entries being the same as those under RA and RB except for the following:

   - Subsection (1)(b) "One family houses" change from P to NO*.
   - Subsection (1)(j) "Hospital, nursing home, home for the aged" change from SP to NO.
   - Subsection (1)(k) "Private school, nursery or kindergarten" change from SP to P.
   - Subsection (1)(l) "Veterinarian, animal hospital, dog kennel" change from SP to NO.
   - Subsection (1)(n) "Mobile home or travel trailer used as a dwelling for thirty (30) days or less in a year" change from P to NO.
   - Subsection (1)(o) "Mobile home or travel trailer used as a dwelling for more than thirty (30) days in a year" change from P to NO.
   - Subsection (1)(p) "Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization" change from SP to NO.
   - Subsection (1)(r) "Major residential development" change from PB to NO.
   - Subsection (2)(b) "Office-type trailer or mobile home used as a business quarters for more than thirty (30) days" change from SP to NO.
   - Subsection (2)(c) "Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle" change from NO to SP.
   - Subsection (4)(b) "Customary home occupation" change from P to NO.
   - Subsection (4)(d) "Dwelling on premises for a night watchman or janitor" change from NO to P.
   - Subsection (4)(e) "Cafeteria on the premises for use by employees and not for the general public" change from NO to P.

3. Amend the Zoning Map to reflect the Planning Board map dated March 15, 1991 entitled "Public Institutional Zone", encompassing the following parcels:

   A. Change the following described area from Residence A District to Public/Institutional District: The land off Pine Hill Road and Parmenter Road currently owned by the President & Fellows of Harvard College, Map 95, Parcel 1, of the Southborough Assessor's records, being 89 acres +/-.

   B. Change the following described area from Residence A District and Residence B District to Public/Institutional District: Land north of Main Street and bisected by Marlborough Road currently owned by St. Mark's School, Map 53 Parcel 9, Map 54 Parcel 8, Map 65 Parcels 1, 3, 9, and 12, and Map 74 Parcel 6, of the Southborough Assessor's records, being 180 acres +/-.

   C. Change the following described area from Residence A District to Public/Institutional District: Land north of Main Street and west of Marlborough Road currently owned by the Town of Southborough, Map 54 Parcels T, 4, 6, and 7, of the Southborough Assessors records, being 6.5 acres +/-.

   D. Change the following described area from Residence A District to Public/Institutional District: Land at Main Street and St. Marks Street currently owned by Pilgrim Congregational Church, Map 54 Parcel 5, of the Southborough Assessor's records being .7 acres +/-.

   E. Change the following described area from Residence A District to Public/Institutional District: Land on the north side of Main Street currently owned by St. Mark's Church and Burnett Park Cemetery, Map 54 Parcels 3 and C, of the Southborough Assessor's records being 3.3 acres +/-.

   F. Change the following described area from Residence A District and Residence B District to Public/Institutional District: Land bordering Main Street west of Middle Road currently owned by Fay School, Inc., Map 53 Parcels 10, 11, 12, 13, 16, and 17, and Map 54 Parcel Z, of the Southborough Assessor's records being 24.6 acres +/-.

   G. Change the following described area from Residence A District to Public/Institutional District: Land on the north side of Main Street east of Marlborough Road currently owned by the Town of Southborough, Map 54 Parcel 26, of the Southborough Assessor's records being 2.3 acres +/-.

   H. Change the following described area from Residence B District to Public/Institutional District: Land on the southeast corner of Main Street and Cordaville Road currently owned by the Southborough Village Society, Map 54 Parcel 91, of the Southborough Assessor's records being 1.5 acres +/-.

Continued

(Cont., Art. 51)

I. Change the following described area from Residence B District to Public/Institutional District: Land on the east side of Cordaville Road approximately 250 feet from Main Street currently owned by the Town of Southborough, Map 54 Parcel 92, of the Southborough Assessor's records being 11.6 acres +/-.

J. Change the following described area from Residence B District to Public/Institutional District: Land on the west side of Cordaville Road currently owned by the Saxonville Baptist Church of Framingham, Map 54 Parcel 21, of the Southborough Assessor's records being 1.7 acres +/-.

K. Change the following described area from Residence B District to Public/Institutional District: Land on the west side of Cordaville Road currently owned by the Town of Southborough, Map 44 Parcel T, of the Southborough Assessor's records being 17.2 acres +/-.

L. Change the following described area from Residence A District to Public/Institutional District: Land between Parkerville Road, Deerfoot Road, and Clifford Street currently owned by the Town of Southborough, Map 43 Parcel 18, of the Southborough Assessor's records being 81 acres +/-.

M. Change the following described area from Residence A District to Public/Institutional District: Land on either side of Lynbrook Road abutting I-495 currently owned by the L'Abri Fellowship Foundation, Map 50 Parcels 35 and 39, of the Southborough Assessor's records being 9 acres +/-.

N. Change the following described area from Residence B District to Public/Institutional District: Land at the corner of Boston Road and Winchester Street currently owned by the Roman Catholic Bishop of Worcester, Map 55 Parcel 68, of the Southborough Assessor's records being 3 acres +/-.

O. Change the following described area from Residence B District to Public/Institutional District: Land on either side of Central Street at Summer/Grove Street currently owned by the Town of Southborough, Map 38 Parcels 45 and 45A, of the Southborough Assessor's records being 3 acres +/-.

P. Change the following described area from Residence B District to Public/Institutional District: Land east of Parkerville Road and south of Richards Road currently owned by the Town of Southborough, Map 7 Parcels 21 and 23, of the Southborough Assessor's records being 18.1 acres +/-.

Q. Change the following described area from Residence B District to Public/Institutional District: Land between Southville Road and Highland Street currently owned by the Second Congregational Church, Map 2 Parcels 22 and 23, of the Southborough Assessor's records being .46 acres +/-.

R. Change the following described area from Residence B District to Public/Institutional District: Land between Southville Road and Highland Street at Harrington Street currently owned by the Town of Southborough and the F.D. Newton Firemens Assoc., Inc., Map 3 Parcels 28 and 28A, of the Southborough Assessor's records being .77 acres +/-.

S. Change the following described area from Residence B District to Public/Institutional District: Land between Southville Road and Highland Street at Atwood Road currently owned by the Roman Catholic Bishop of Worcester, Map 3 Parcel 31, of the Southborough Assessor's records being 1.5 acres +/-.

4. Amend Section 174-8 "Schedule of Use Regulations" by adding Footnote #6 as follows:

6. In the Public/Institutional District employee housing that relates to the principal allowable use is permitted.

,or do or act anything in relation thereto.

MOTION MADE: To postpone indefinitely.

VOTED UNANIMOUSLY: To postpone indefinitely.

ARTICLE 52: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulation", Subsection 174-8 "Schedule of Use Regulations, Footnotes" as follows (changes are in bold):

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by Special Permit, allow several different uses in the categories in Subsection B(2) and (3) if otherwise permitted in the district, or several buildings on the same lot if such uses or buildings are deemed to be compatible, meet the requirements of 174-9 and result in improved circulation and land use patterns.

3. The Wetland and Flood Plain (WFP) District is considered to be an overly district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as in otherwise specifically permitted in the Schedule of Use Regulations, and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1975. The expansion of accessory structures shall require a Special Permit from the Board of Appeals, as shall the relocation of new construction of ways and the alteration of watercourses, water bodies, and dams. In Wetland and Floodplain Districts, fill, earth relocation, new uses and structures or expansion thereof permissible in the underlying district may be permitted by the Board of Appeals by Special Permit upon referral to the Board of Health, Conservation Commission, and Planning Board, and a find that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the Special Permit.

4. New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage, and land or water conservation, is permissible in the Conservation District.

5. For uses subject to a Special Permit, refer also to 174-9, Special Permit Requirements.

Create a separate column labeled "C" (Conservation) and leaving all entries the same as those allowed under WFP (Wetland and Floodplain), except for the following:

- Subsection (1)(b), "One family houses" change from P to NO.
- Subsection (1)(c), "Religious uses, public or nonprofit schools" change from P to NO.
- Subsection (1)(q), "Other multifamily dwelling, if within a major residential development" change from PB to NO.
- Subsection (1)(r), "Major residential Development" change from PB to NO.
- Subsection (4)(a), "Private garage or parking for not more than three (3) cars or one (1) truck or other commercial vehicle" change from P to SP.
- Subsection (4)(b), "Customary home occupation" change from P to NO.
- Subsection (4)(c), "Parking in a garage or out of doors for employees, customers, clients, occupants or students accessory to a permitted principal use and on the same lot as such use" change from P to NO.

or do or act anything in relation thereto.

MOTION MADE: That the Town of Southborough amend the Code of the Town of Southborough, Zoning Article III, Use Regulations, Subsection 174-8, Schedule of Use Regulations, Footnotes' as follows (changes are in bold):

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in Subsection 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by special permit, allow several different uses in the categories in Subsection B(2) and (3), if otherwise permitted in the district, or several buildings on the same lot, if such uses or buildings are deemed to be compatible, meet the requirements of Subsection 174-9 and result in improved circulation and land use patterns.

Continued

(Cont. Art. 53)

E. Meeting Housing Objectives.

(1) Each development authorized under these provisions shall be economically balanced, evidenced through compliance with the following:

(a) At least ten percent (10%) of the housing shall be affordable to households having incomes not exceeding eighty percent (80%) of the then-current median income for the Boston Region, as estimated by the HUD Regional Economist.
(b) In addition to the above, at least twenty percent (20%) of the housing units shall be affordable to households having incomes not exceeding one hundred forty percent (140%) of the then-current median family income for the Boston Region, as estimated by the HUD Regional Economist.
(c) ôAn alternative effort approved by the Planning Board shall be made, determined by the Board to make no less contribution than the above towards meeting the goal of economically balanced development.
(d) Continuing affordability shall be assured for at least twenty (20) years through means enforceable by the Town.

(2) "Affordability" shall mean having a cost for rent, excluding utilities, not exceeding thirty percent (30%) of income or having a purchase price supportable under then-prevailing underwriting guidelines, given not more than a down payment of five percent (5%).
(3) Fractions of one-half (1/2) dwelling unit or less shall be rounded downward, and other fractions shall be rounded upward in determining the number of units subject to affordability limitations.
(4) Development within a Critical Resource District (#174-13.3) shall be exempt from the requirements of this section.

F. Bonused Development. The Planning Board shall authorize an increase in lots or dwelling units of thirty percent (30%) above that allowed under Subsection D(1) for the inclusion of affordable housing, except where restricted in the Critical Resource District. The Planning Board may also authorize up to an additional ten percent (10%) increase based on the following criteria, unless it explains in its decision why unusual circumstances cause them to act otherwise:

(1) For land otherwise eligible to be credited towards lot area but not so credited and either restricted under a conservation restriction or deeded to the Town, if that land is determined by the Planning Board to be of critical importance for retention in an undeveloped state such as the following:

(a) Land within two hundred (200) feet of existing major roads.
(b) Land across which there are important scenic views from publicly accessible points.
(c) Land of special habitat or ecological value and fragility.
(d) One (1) added lot or dwelling unit for each lot which could reasonably be expected to be developed in the restricted area under a conventional plan in full conformance with zoning, subdivision regulations, and health codes. In making this determination, the Planning Board shall seek the advice of the Conservation Commission.

(2) For each dwelling unit assured for at least ten (10) years through covenant, repurchase agreement or other means to be sold or leased at costs meeting the guidelines of state or federal housing assistance programs, such as the MHFA first time homebuyer loans: one (1) added lot or dwelling unit for each dwelling unit so assured. In making this determination the Planning Board shall seek the advice of the Housing Authority.
(3) For land in Southborough not contiguous with the parcel to be developed, whether in the same ownership or not, if made part of the flexible development application and to be preserved under a conservation restriction or deeded to the Town, if the Planning Board determines that the land is of critical importance for retention as provided under Subsection D(1) above; and that the land being developed is not of critical importance for retention: one (1) added dwelling unit for each dwelling unit which could reasonably be expected to have been developed on the restricted parcel under a conventional plan in full conformance with zoning, subdivision regulations, and health codes. In the case of land within the Critical Resource District proposed to be restricted, added dwelling units (which must be outside the district) shall equal double the number reasonably expected on a conventional plan for the restricted land.

Continued

(Cont., Art. 53)

G. Multifamily Development. The Planning Board may authorize inclusion of multifamily dwellings within a Major Residential Development, subject to the following, unless authorized as housing for the elderly under #174-8(B)(1)(p):

(1) To assure internal diversity and continuity with surrounding development, single-family dwellings are allowed within a multifamily development. Not more than two-thirds (2/3) of the dwelling units on any parcel developed subject to these provisions shall be in multifamily dwellings.

(2) To maintain the visual scale of the community, each dwelling unit shall have its own exterior entrance; there shall be not more than four (4) dwelling units in any structure; and the multifamily structures shall be clustered in groups, with not more than sixteen (16) dwelling units in any group. Buildings within groups shall normally be separated from each other by not less than twice the required side yard, and there shall be not less than one thousand (1,000) feet separation between dwellings in any such group and any other multifamily dwellings on or off the premises, unless the Planning Board authorizes a reduction of up to one-third (1/3) in such requirements, upon its determination that doing so serves the objectives of the bylaw.

(3) The number of dwelling units allowed shall be the same as the number of lots allowed under the other provisions of #174-13.2, including bonused development. More than one (1) structure may be allowed on a lot, Footnote 2 to #174-8A notwithstanding.

(4) Visual separation from nearby premises shall be assured through providing yards of double the usually required dimension between any multifamily structure or parking area for six (6) or more cars and the boundaries of the Major Residential Development, and through having any exterior lighting shielded and mounted not more than ten (10) feet high.

(5) To assure environmental benefit from the compact development which this form of development facilitates, not less than twenty-five percent (25%) of the site area shall be retained in a natural state exclusive of wetlands.

Decision. The Planning Board shall approve or approve with conditions a Special Permit for Major Residential Development for the flexible plan, provided that the Board determines that the flexible plan is at least as beneficial to the Town as the basic plan, based upon the considerations established under #174-9, Special Permit Requirements, and Article IV of the Southborough Subdivision Regulations, and the design guidelines listed below. If the Board determines that the basic plan is more beneficial to the Town than the flexible plan, it shall approve Major Residential Development for that plan, provided that it meets all requirements of the Zoning chapter. The Board shall disapprove both plans only if it determines that the flexible plan is not a good-faith design, or that the more beneficial plan does not conform to the requirements of the Zoning chapter. In evaluating the plans, the following criteria will be considered by the Planning Board as indicating design appropriate to the natural landscape and meeting the purpose of the Major Residential Development:

(1) Preserve and maintain buffer areas to minimize conflict between residential and agricultural uses.
(2) Maintain or create a buffer of natural vegetation adjacent to surface waters and wetlands.
(3) Protect scenic views and vistas.
(4) The maximum number of lots or units will be contiguous to the Common Land.
(5) Common Land shall be arranged to protect valuable natural environments such as streams, valleys, outstanding vegetation, or scenic views.
(6) The elements of the site plan (lots, buildings, circulation, Common Land, landscaping, etc.) shall be arranged favorably with existing natural topography, streams, and water bodies.
(7) Protection of street appearance and capacity by avoiding development fronting such streets.
(8) The pedestrian circulation system shall be designed to assure that pedestrians can move safely and easily on the site and between properties and activities within the site an neighborhood.
(9) The street system shall provide the safe and convenient movement of vehicles on and off the site and is designed to contribute to the overall aesthetic quality of the development.
(10) The Common Land shall be reasonable contiguous and coherent.
(11) If the tract of land abuts adjacent Common Land or other permanently protected open space, the Common Land shall be connected with such adjacent Common Land and with such permanently protected open space.

CONTINUED

(Cont. Art. 52.)

3. The Wetland and Floodplain (WFP) District is considered to be an overlay district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as is otherwise specifically permitted in the Schedule of Use Regulations, and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1975. The expansion of accessory structures shall require a special permit from the Board of Appeals, as shall the relocation of new construction of ways and the alteration of watercourses, water bodies and dams. In Wetland and Floodplain Districts, fill, earth relocation, new uses and structures or expansion thereof permissible in the underlying district may be permitted by the Board of Appeals by special permit upon referral to the Board of Health, Conservation Commission and Planning Board, and a finding that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the special permit.

4. New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage, and land or water conservation, is permissible in the Conservation District.

5. For uses subject to a Special Permit, refer also to 174-9, Special Permit Requirements.

Create a separate column labeled "C" (Conservation) and leaving all entries the same as those allowed under WFP (Wetland and Floodplain), except for the following:

- Subsection (1)(b), "One family houses" change from P to NO.
- ~~Subsection (1)(c), "Religious uses, public or nonprofit schools" change from P to NO.~~
- Subsection (1)(q), "Other multifamily dwellings, if within a major residential development" change PB to NO.
- Subsection (1)(r), "Major residential Development" change from PB to NO.
- Subsection (4)(a), "Private garage or parking for not more than three (3) cars or one (1) truck or other commercial vehicle" change from P to SP.
- Subsection (4)(b), "Customary home occupation" change from P to NO.
- Subsection (4)(c), "Parking in a garage or out of doors for employees, customers, clients, occupants or students accessory to a permitted principal use and on the same lot as such use" change from P to NO. (2/3 vote required)

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 53: To see if the Town of Southborough will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulations", Section 174-13.2 "Major Residential Development" as follows (changes are bolded):

A. Applicability. Major residential development, that is, the potential creation of more than ten (10) lots (unless restricted from residential use) or construction of more than ten (10) dwelling units within a two-year period from or on a property or set of contiguous properties in common ownership as of January 1, 1986, is allowed only on Special Permit, as indicated in #174-8, Schedule of Use Regulations. Subsequent to, or in conjunction with the granting of the Special Permit, compliance with the Rules and Regulations regarding the Subdivision of Land must be met.

B. Purpose. The purposes of the Special Permit for a Major Residential Development are to:

(1) Allow for greater flexibility and creativity in the design of residential developments;
(2) Encourage the permanent preservation of open space, agricultural and forestry land, and other natural resources;
(3) Maintain the Town of Southborough's traditional New England rural character and land use pattern in which small villages contrast with open space and farmland;
(4) Encourage more affordable and diverse housing types;
(5) Protect scenic vistas;
(6) Preserve unique and significant natural and historical resources;
(7) Facilitate the construction and maintenance of streets, utilities, and public services in a more economical and efficient manner;
(8) Encourage a less sprawling form of development.

Continued

(Cont., Art. 53)

C. Requirements. The requirements for the Special Permit for a Major Residential Development are:

(1) Prior to filing an application, the applicant shall meet with the Planning Board in order to promote better communication and avoid misunderstanding.

(2) Applications for a Special Permit for Major Residential Development shall include a basic development plan and a substantially different alternative development plan, each conforming to the requirements for a preliminary subdivision plan. Substantial difference would be a conventional plan versus a flexible development or two (2) plans of the same type having major differences in the number of lots created, road pattern or open space configuration.

(3) Applicants for Major Residential Development shall file with the Planning Board four (4) copies of the following, to have been prepared by an interdisciplinary team including a registered land surveyor, a professional engineer, and a registered architect or landscape architect:

(a) The basic alternative development plans described above, conforming to the information requirements for a preliminary subdivision plan under the Subdivision Regulations of the Planning Board. Such plans shall also indicate proposed topography and the results of deep soil test pits and percolation tests at the rate of one (1) every five (5) acres, but in no case fewer than five (5) per major residential development. Test pits shall be located to the satisfaction of the Planning Board so as to indicate the buildability of areas proposed either for development or for bonused reservation.

(b) A brief written comparison of the impacts of a Flexible Development plan to those that would result from Conventional development of the lot(s), or if the application is for a Conventional Development plan, the analysis should discuss the specific site characteristics which make the conventional plan the best development option, given the purpose and design guidelines for Flexible Development.

(c) Any additional information necessary to make the determinations and assessments cited in Subsections F and H, below.

D. Flexible Development. The Planning Board may authorize flexible development within a Major Residential Development, with reduced requirements for the area and frontage of individual lots not having frontage on an existing public way, provided that the following are complied with:

(1) The number of lots shall not exceed the number of lots which could reasonably be expected to be developed under a conventional plan in full conformance with zoning, subdivision regulations and health codes. The Planning Board shall consider the recommendations of the Board of Health, the Conservation Commission, and the Highway Department of the Town of Southborough in making said determination.

(2) Every lot shall contain lot area of not less than sixteen thousand (16,000) square feet, and have lot frontage of not less than eighty (80) feet. Lots located on the turnaround of a dead-end street shall have a minimum of fifty (50) feet of street frontage providing a front building line is designated on the plan for such a lot, and the width of the lot at this building line is at least equal to the minimum frontage requirement.

(3) Front yards may be staggered to provide a variety in size of such yards. The minimum average of all front yards shall be twenty (20) feet; however, no front yard shall be less than fourteen (14) feet.

(4) Side yards shall be a minimum of ten (10) feet in the Residence B district, and not less than twenty (20) feet in all other districts.

(5) Rear yards shall be a minimum of fifty (50) feet.

(6) The front, side, and rear setback lines shall be shown on the Definitive Subdivision Plan.

(7) All development within a Major Residential Development shall contain a minimum of ten percent (10%) of the site area in a natural state exclusive of wetlands, and twenty-five percent (25%) overall shall be dedicated as common open space. Developments that include multifamily units shall comply with the open space requirements of Subsection G(5).

(8) Any proposed open land, unless conveyed to the Town of Southborough, shall be covered by a recorded restriction enforceable by the Town of Southborough, providing that such land shall be kept in an open space.

(continued)

Cont., Art. 53)

The granting of a Flexible Development and/or Major Residential Development Special Permit shall in no case be construed as an approval under the Subdivision Rules and Regulations.

Subsequent to granting the Special Permit and approval of a Definitive Plan of Subdivision, the Planning Board may permit, without initiating a new Special Permit proceeding, the relocation of lot lines within the development. Any change in the layout of streets; in the use, ownership and layout of the Common Land; or any other conditions stated in the original Special Permit shall require written approval of the Planning Board. The Planning Board may, upon its determination, require a new Special Permit if it finds that the proposed changes are substantial in nature and/or impact public health or safety.

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) MADE: (2/3 vote required)

AMENDMENT to MOTION MADE: To strike #7 from Section D. Flexible development.

DEFEATED by MAJORITY VOTE: To strike #7 from Section D. Flexible development.

MOTION: (as stated in the words of the ARTICLE) PASSED by the following HAND COUNT VOTE: YES: 63 NO: 30.

ARTICLE 54: To see if the Town of Southborough will vote to place the parcel of land known as St. Mark's Golf Course, containing 61+/- acres, parcel 2, map 45 of the Southborough Assessors' records into the "Critical Resource District". or do or act anything in relation thereto.

MOTION MADE: That the Town of Southborough place the parcel of land known as St. Mark's Golf Course, containing 61+/- acres, parcel 2, map 45 of the Southborough Assessors' records into the "Critical Resource District".

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

DEFEATED (Motion) by the following HAND COUNT VOTE: YES 24 NO 71, That the Town of Southborough place the parcel of land known as St. Mark's Golf Course, containing 61+/-acres, parcel 2, map 45 of the Southborough Assessors' records into the "Critical Resource District".

ARTICLE 55: To see if the Town will vote to accept as a public way Sunrise Drive described as follows:

DESCRIPTION OF SUNRISE DRIVE

Beginning at a point on the westerly side of Breaknectk Hill Road said point of beginning being N 22-14'-14" E, 33.19 feet from a granite monument at the northeast corner of land of the Mass. Turnpike Authority, thence by a curve to the left of radius 25.00 feet an arc length of 22.99 feet (chord - S 83-39'-12" W, 22.19 feet) to a point, thence S 57-18'-26"W 29.13 feet to a point, thence by a curve to the right of radius 425.00 feet the arc length of 104.34 feet to a point, thence S 71-22'-25" W 280.38 feet to a point, thence by a curve to the right of radius 225.00 feet an arc length of 93.31 feet to a point, thence N 84-51'-57" W 38.76 feet to a point, thence by a curve to the left of radius 30.00 feet an arc length of 27.40 feet to a point, thence by a curve to the right of radius 60.00 feet an arc length of 225.00 feet to a point, thence S 12-20'-13" E 2.60 feet to a point, thence by a curve to the right of radius 57.40 feet an arc length of 69.93 feet to a point, thence N 57-27'-51" E 2.60 feet to a point, thence by a curve to the left of radius 30.00 feet an arc length of 27.40 feet to a point, thence S 84-51'-57" E 38.76 feet to a point, thence by a curve to the left of radius 175.00 feet an arc length 72.57 feet to a point, thence N 71-22'-23" E 280.38 feet to a point, thence by a curve to the left of radius 375.00 feet an arc length of 92.06 feet to a point, thence N 57-18'-26" E 21.05 feet to a point, thence by a curve to the left of radius 25.00 feet an arc length of 39.27 feet to a point, thence S 32-41'-34" E 59.47 feet to a point, thence S 38-58'-55" E 27.01 feet to the point of beginning. Said parcel land comprising a total area of 39,373 s.f.

Also including an easement area to the Town of Southborough over a southerly strip of Lot 3 described as follows:

Beginning at the southwesterly corner of Lot 3 (at the corner of Lot 4A), thence S 12-20'-13" E 2.60 feet to a point, thence by a curve to the right of radius 57.40 feet an arc length of 69.93 feet to a point, thence N 57-27'-51" E 2.60 feet to a point, thence by a curve to the

left of radius 60.00 feet an arc length of 73.10 feet to the point of beginning at the corner of Lot 4A. Said easement area being a total of 186 s.f.

All of said bounds being shown on a Plan entitled "Plan of Acceptance of Sunrise Drive in Southborough, Massachusetts, scale 1"=40' Date: Jan. 16, 1991".

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 56: To see if the Town will vote to authorize a "Town Operations Officer" Committee consisting of five (5) members: one to be appointed by the Town Moderator, two appointed by the Board of Selectpersons, one Advisory Board Member, and one Personnel Board Member, for the purpose of studying the role and responsibilities of a Town Operations Officer or appropriate title based upon findings, and providing recommendations, if any, for establishing a position whose roles and responsibilities are consistent with the effective and efficient day to day operations of the town government. Said committee will report to the next annual town meeting, or do or act anything in relation thereto.

MOTION MADE: That the Town authorize a "Town Operations Officer" Committee consisting of five (5) members: one to be appointed by the Town Moderator, two appointed by the Board of Selectpersons, one Advisory Board Member, and one Personnel Board Member, for the purpose of studying the role and responsibilities of a Town operations Officer or appropriate title based upon findings, and providing recommendations, if any , for establishing a position whose roles and responsibilies are consistent with the effective and efficient day to day operations of the town government, Said committee will report to the next annual town meeting.

AMENDMENT to MOTION: That the Town authorize a "Town Operations Officer" Committee consisting of five (5) members; one to be appointed by the Town Moderator, two appointed by the Board of Select-persons, one Advisory Board Member, and one Personnel Board Member, for the purpose of studying the role and responsibilities of a Town Operations Officer or appropriate title based upon findings, and providing recommendations, if any, for establishing a position whose roles and responsiblities are consistant with the effective and efficient day to day operations of the town government. Said Committee will be appointed by July 1, 1991 and report to the next annual town meeting.

(continued)

(cont., Art. 56.)

MOTION MADE: To LIMIT DEBATE. (2/3 vote required.)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

PASSED by MAJORITY VOTE: (Motion as amended) That the Town authorize a "Town Operations Officer" Committee consisting of five (5) members; one to be appointed by the Town Moderator, two appointed by the Board of Select-persons, one Advisory Board Member, and one Personnel Board Member, for the purpose of studying the role and responsibilites of a Town Operations Officer or appropriate title based upon findings, and providing recommendations, if any, for establishing a position whose roles and responsibilities are consistant with the effective and efficient day to day operations of the town government. Said committee will be appointed by July 1, 1991 and report to the next annual town meeting.

ARTICLE 57: To see if the Town will vote to amend Chapter 41, section 20 of the Code of the Town of Southborough, Massachusetts by the following: "The establishment of the Quorum for town meetings be set at four percent (4%) of the registered voters as of the preceding January 1st or one hundred fifty (150) voters at town meeting, whichever is greater, for the transaction of business and no Article shall be acted upon unless a Quorum is present.", or do or act anything in relation thereto.

MOTION MADE: That the Town will vote to amend Chapter 41, section 20 of the Code of the Town of Southborough, Massachusetts by the following "The establishment of the Quorum for town meetings be set at four percent (4%) of the registered voters as of the preceding January 1st or one hundred fifty (150) voters at Town Meeting, whichever is greater, for the transaction of business and no Article shall be acted upon unless a Quorum is present."

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

MOTION: (as stated above) DEFEATED by MAJORITY VOTE.

ARTICLE 58: To see if the Town will vote to change the tenure of all appointed Town officials and board members to begin on July 1 and expire June 30, at the conclusion of the statutory period, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 59: To see if the Town will vote to establish a committee whose purpose is to fill vacancies of Elected Town Officials. The committee will be comprised of the Chairs of Selectpersons and Southborough School Committee, the Town Moderator and the remaining members of the organization/board. Said committee will be governed by the procedures and policies established and approved for filling appointed positions, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 60: To see if the Town will vote to establish a committee for filling vacancies of the office of the Town Moderator to be comprised of the Chair of the Board of Selectpersons, Southborough School Committee and the Planning Board, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 61: To see if the Town will vote to withdraw, effective July 1, 1991, from the Central Mass. Mosquito Control Commission which was established pursuant to Chapter 252, Sect, 5A of Massachusetts General Laws and to which the town has been a member since 1974, or do or act anything in relation thereto.

MOTION MADE: That the Town withdraw, effective July 1, 1991, from the Central Mass. Mosquito Control Commission which was established pursuant to Chapter 252, Sect. 5A of Massachusetts General Laws and to which the town has been a member since 1974.

MOTION MADE: To LIMIT DEBATE.

VOTED UNANIMOUSLY: To LIMIT DEBATE.

DEFEATED by MAJORITY: To withdraw, effective July 1, 1991, from the Central Mass, Mosquito Control Commission which was established pursuant to Chapter 252, Sect. 5A of Massachusetts General Laws and to which the town has been a member since 1974.

ARTICLE 62: To see if the Town will vote to accept the provisions of Chapter 213, Acts of 1989, "An Act authorizing Cities and Towns to Penalize Those Who Abandon Motor Vehicles.", or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 63: To see if the Town will authorize the Board of Assessors to use free cash in the town Treasury, and if so, what sum for the purpose of reducing the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1991 and ending June 30, 1992, or do or act anything in relation thereto.

MOTION MADE: To be postponed indefinitely.

VOTED UNANIMOUSLY: To be postponed indefinitely.

At 11:37 P.M. on Thursday, April 11, 1991, it was MOVED and UNANIMOUSLY VOTED to DISSOLVE the ANNUAL TOWN MEETING of April 8, 1991 and the ADJOURNED SESSIONS of April 9, and 11, 1991.

A true copy:
Attest: _____
PAUL J. BERRY, TOWN CLERK

At the SPECIAL TOWN MEETING duly called and held in the A.S. Woodward Memorial School, Southborough, MA., on Tuesday, July 16, 1991 at 7:30 P.M., the following Article was voted upon in a legal manner. There was a quorum present, (150 Voters = quorum, (249) Voters were present).

Checkers: Janet M.E. Mattioli
Lidia A. Kiley

The Meeting was called to order at (7:42 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Richard V. Upjohn	65 Deerfoot Road
Ronald LaRochelle	16 Skylar Drive
Richard E. Noble	48 Main Street
Marvin V. Ostrovsky	1 Tara Road

Moderator Wilson had requests from the following non-voters to attend the Special Town Meeting.:

Dennis M. DiSalvo,	Superintendent of Southborough Schools
Perry P. Davis	Assistant Superintendent of Southborough Schools
Robert E. Melican	Assistant Superintendent of Southborough Schools

There being no objections from the floor, it was Voted to allow the above non-voters to remain.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Special Town Meeting by the Constable.

ARTICLE 1: To see if the Town will reduce the Northborough-Southborough Regional School District assessment from $1,594,493.00 to $1,464,468.00, a reduction of $130,025.00, and to reduce the amount of money raised and appropriated in Article 9 at the Annual Town Meeting held on April 9, 1991 from $10,078,851.00 to $9,948,826.00, or do or act anything in relation thereto.

MOTION MADE: That the Town vote to reduce the Northborough-Southborough Regional School District assessment from $1,594,493.00 to $1,450,021.00, a reduction of $144,472.00, and amend Article 9 of the Annual Town Meeting held on April 9, 1991, to read that the Town vote the sum of $9,934,379.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve $25,000.00

Transfer from Overlay Reserve $50,000.00

and that the balance of $9,859,379.00 be raised and appropriated.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)
VOTED UNANIMOUSLY : To LIMIT DEBATE.

PASSED by MAJORITY VOTE: To reduce the Northborough-Southborough Regional School District assessment from $1,594,493.00 to $1,450,021.00, a reduction of $144,472.00, and amend Article 9 of the Annual Town Meeting held on April 9, 1991, to read that the Town vote the sum of $9,934,379.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve $25,000.00

Transfer from Overlay Reserve $50,000.00

and that the balance of $9,859,379.00 be raised and appropriated.

At 8:50 P.M. on Tuesday, July 16, 1991, it was MOVED and UNANIMOUSLY VOTED to DISSOLVE the Special Town Meeting of July 16, 1991.

A true copy:
Attest: _____
PAUL J. BERRY, TOWN CLERK

At the Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Monday, April 13, 1992 at 7:00 P.M. the following Articles were voted upon in a legal manner. There was a quorum present,(150 Voters = quorum. (268) Voters were present.)

Checkers:	Janet M. E. Mattioli	Lidia A. Kiley
	Susanne S. Dumont	Lois W. Denman

The Meeting was called to order at (7:42 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Donna L. McDaniel	24 Richards Road
Roger W. Challen	29 Oak Hill Road
David M. Gracia	17 Harris Drive
Robert O. Bigelow	15 Granuaile Road

A moment of silence was observed in memory of those people who have served the Town in the past:

John J. Falconi, Francis Ramelli, Carlton Jackman and M. June Heeley.

The Colors were presented by the Girl Scouts.

Moderator Wilson had requests from the following non-voters to attend the Annual Town Meeting:

Sean Walsh, Box 667, Hyannisport, MA., Southboro Villager.
Laurie Sugarman-Whittier, 1033 Edmands St., Framingham, MA., Youth Commission.
Daniel Cohen, Reporter, Worcester Telegram & Gazette.
Ellen Piontek, Holliston, MA., Southborough Youth Commission.
Bob Melican, Assistant Superintendent of Schools.
Perry Davis, Assistant Superintendent of Schools.
Dennis DiSalvo, Superintendent of Schools.

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the Hall were outlined by the Moderator to include all of the floor area-with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant.

ARTICLE 1: To hear reports of the various Town Officers and Committees and to take such action thereon as the Town may vote.

Chairman, James W. Falconi spoke on behalf of the Board of Selectmen.
Advisory Committee Chairman, Joseph A. DiGiovanni Jr. read his report.
Town Cemetery Study Committee Chairman, Cornelius A. Ferris read his report.
Robert B. Bezokas, Chairman of the Sewage Treatment for Southborough Study Committee read his report.

VOTED UNANIMOUSLY: To accept the reports of the various Town Officers and Committees as read.

At 8:12 P.M. it was VOTED UNANIMOUSLY to temporarily ADJOURN the Annual Town Meeting until the completion of the SPECIAL TOWN MEETING.

SPECIAL TOWN MEETING
Monday, April 13, 1992

At the Special Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on April 13, 1992 at 7:30 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters=quorum, (177) Voters were present).

The Meeting was called to order at (8:12 P.M.) by Town Moderator, John H. Wilson.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Special Town Meeting by the Constable.

It was Voted Unanimously to waive the Reading of the Warrant.

ARTICLE 1: To see if the Town will vote to transfer from Water Department Surplus and/or borrow and appropriate a sum of money for the purpose of replacing water mains on Oak Hill Road and Central Street, or do or act anything in relation thereto.

MOTION MADE: That the Town borrow and appropriate $300,000.00 for the purpose of replacing water mains on Oak Hill Road and Central Street.
(2/3 vote required)

VOTED UNANIMOUSLY: That the Town borrow and appropriate $300,000.00 for the purpose of replacing water mains on Oak Hill Road and Central Street.

ARTICLE 2: To see if the Town will vote to transfer from free cash and appropriate, a sum of money for the purpose of replacing the Town House sewage disposal system, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $10,000.00 for the purpose of replacing the Town House sewage disposal system.

VOTED UNANIMOUSLY: That the Town transfer from free cash and appropriate $10,000.00 for the purpose of replacing the Town House sewage disposal system.

ARTICLE 3: To see if the Town will vote to transfer from free cash and appropriate, a sum of money for the Reserve Fund for Fiscal Year 1992, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $40,000.00 for the Reserve Fund for Fiscal Year 1992.

VOTED UNANIMOUSLY: That the Town transfer from free cash and appropriate $40,000.00 for the Reserve Fund for Fiscal Year 1992.

At 8:25 P.M. on Monday, April 13, 1992, it was MOVED and UNANIMOUSLY VOTED to DISSOLVE the SPECIAL TOWN MEETING of April 13, 1992

A true copy:
Attest: Paul J Berry
PAUL J. BERRY, TOWN CLERK (TOWN SEAL)

At (8:25 P.M.) the Annual Town Meeting of Monday, April 13, 1992 was called to order.

ARTICLE 2: To see if the Town will vote to fix for the fiscal year beginning July 1, 1992 and ending June 30, 1993, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	24.00	Assessors (3)	1,455.00
Town Clerk	9,700.00	School Committee (5)	485.00
Selectmen (3)	2,910.00	Board of Health (3)	437.00

or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $15,011.00 for the fiscal year beginning July 1, 1992 and ending June 30, 1993, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	24.00	Assessors (3)	1,455.00
Town Clerk	9,700.00	School Committee (5)	485.00
Selectmen (3)	2,910.00	Board of Health (3)	437.00

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 3: To see what disposition shall be made of the dog money, or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 4: To see if the Town will vote to accept any sum of money from St. Mark's School, Fay School, Harvard Medical School New England Regional Primate Research Center, Harvard Community Health Plan, L'Abri Fellowship, The New England Center for Autism, and any other contributor and deposit same amount in Estimated Receipts Account, and determine what disposition shall be made of the same, if accepted, or do or act anything in relation thereto.

MOTION (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 5: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow from time to time in anticipation of revenue of the financial year beginning July 1, 1992 in accordance with the provisions of General Laws, Chapter 44, and to issue a note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or do or act anything in relation thereto.

MOTION (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 6: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate a sum of money to be used for expenses incurred for Municipal Bonds or State House notes issued by the Town in the fiscal year beginning July 1, 1992 and ending June 30, 1993, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 7: To hear the report of the Capital Budget Planning Committee, or do or act anything in relation thereto.

VOTED UNANIMOUSLY: To hear the report of the Capital Budget Planning Committee.

ARTICLE 8: To see if the Town will vote to delete Personnel Salary Administration Plan, Chapter 31 of the Code of the Town of Southborough, and insert in its place the following:

SALARY ADMINISTRATION PLAN AND PERSONNEL BY-LAWS
OF THE TOWN OF SOUTHBOROUGH

PREAMBLE

This by-law establishes a Salary Administration Plan for the Town of Southborough, which classifies the several position classifications in the Town services into groups, establishes salary schedules, establishes employee benefits and establishes a Personnel Board to administer the by-law and to represent the interest of both the taxpayers and the Town employees covered by the by-law.

The positions of all officers and employees in the service of the Town, whether full-time, part-time, temporary, seasonal, special, casual Civil Service or any other, other than those positions filled by popular election, those under the direction and control of the School Committee, and those encompassed in any officially recognized labor union and/or association, are hereby classified by titles in the groups listed in Schedule A, entitled "Classification Schedule", as set forth in Section 20 of the by-law.

The classification of positions which are subject to the Welfare Compensation Plan of the Commonwealth of Massachusetts and the schedule of rates therefor effective July 1, 1966 with subsequent amendments, if any, and the provisions of Section 47D of Chapter 31 of the General Laws relating to the application of rates set forth in the aforementioned Welfare Compensation Plan are hereby incorporated by reference.

SECTION 1. DEFINITIONS AND TERMS

As used in this by-law, the following words and phrases shall have the following meaning unless a different construction is clearly required by the context or by the laws of the Commonwealth:

"Administrative Authority", the elected or appointed official or board having jurisdiction over a function or activity.

"Anniversary year" is that year commencing on the first day of employment and terminating 365 days thereafter.

"Base Pay", for the purposes of determining retirement credits and contributions for Town employees by the Town of Southborough.

The Town shall contribute funds as required for each eligible employee in accordance with the procedures and formula established by the Worcester County Retirement Board and the by-laws of the Town of Southborough.

Contributions shall be made by the Town for:

1. Wages earned during the first eight (8) hours worked in any one day. No contributions shall be made for hours worked in excess of 40 hours per week.

2. Any lump sum bonus which is guaranteed as outlined in the Salary Administration Plan and the Personnel By-Laws of the Town and any collective bargaining agreement in force. Examples of lump sum bonuses are longevity pay and educational bonus.

3. Vacation pay except when paid in lieu of taking vacation.

4. Sick pay.

5. Holiday pay.

"Casual Position", a position calling for part-time employment, which service does not constitute continuous service; this service is rendered occasionally and without regularity according to the demand therefor.

"Civil Service Law", Chapter 31 of the General Laws of the Commonwealth as amended and all rules and regulations made thereunder; and any special law enacted by the General Court regulating the classification compensation and conditions of employment of officers and employees of the Town under Chapter 31.

"Class", a group of positions in the Town service sufficiently similar in respect to duties and responsibilities so that the same descriptive title may be used to designate each position allocated to the class, that the same qualifications shall be required of the incumbents, that the same tests of fitness may be used to choose qualified employees and that the same scale of compensation can be made to apply with equity.

"Classification Schedule", titles in Schedule A, B, C, and D of Section 22 of this by-law plus class specifications which are on file with the Personnel Board and which are hereby incorporated by reference.

"Compensation Grade", a range of salary or wage rates appearing in Schedule B, C, and D.

"Continuous Full-Time Service", employment requiring a predetermined minimum work period and uninterrupted except for authorized vacation leave, sick leave, bereavement leave, or other leave of absence.

"Continuous Employment", full-time or part-time employment uninterrupted except for authorized vacation leave, sick leave, bereavement leave, or other leave of absence.

"Department", a functional unit of Town government composed of one or more employees.

"Full-Time Employee", an employee retained in full-time employment.

"Full-Time Employment", employment for not less than 20 hours per week for fifty-two weeks per annum, minus legal holidays and authorized vacation leave, sick leave, bereavement leave, and other leaves of absence.

"Group", a group of classes appearing in Schedules A and D of Section 22.

"Increment", the dollar or percentage difference between step rates.

"Maximum Rate", the highest rate in a range which an employee normally is entitled to attain.

"Minimum Rate", the rate in a range which is normally the hiring rate of a new employee.

"Part-Time Employee", an employee working in part-time employment.

"Part-Time Employment", employment for less than full-time employment, as defined above.

"Personal Rate", a rate above the maximum rate applicable, authorized by the Personnel Board on an individual case basis, only to a designated employee.

"Position", an office or post of employment in the Town service with duties and responsibilities calling for the full-time or part-time employment of one person in the performance and exercise thereof, or more than one person sharing the same position.

"Position Class", same as "Class", (a class may include only one position, in which event it is defined as a "single position class").

"Promotion", a change from a position of lower class and compensation grade to a position with greater responsibilities in a higher class and compensation grade.

"Range", the dollar difference between minimum and maximum rates of the assigned grade.

"Rate", a sum of money designated as compensation for personal services on an hourly, weekly, monthly, annual or other basis.

"Salary Schedule", Schedules B, C, D of Section 22.

"Single Rate", a rate for specific position class which is not in a designated range.

"Special Position", a position calling for part-time employment which, although constituting continuous employment, is not rendered during prescribed working hours, daily, weekly, or annually, but is rendered as required according to the demands for such service.

"Step Rate", rate in a range of compensation grade.

"Temporary Employee", (1) an employee retained in a temporary position as defined herein; (2) any employee holding a temporary appointment under Civil Service Law who does not also have permanent status thereunder.

"Temporary Position", or "Seasonal Position", any position in the Town service which requires or is likely to require the service of one incumbent for a period not exceeding six calendar months, either on a full-time or part-time basis.

"Town", the Town of Southborough.

SECTION 2. TITLES OF POSITIONS

No persons shall be appointed, employed or paid as an employee in any position subject to the provisions of the Salary Administration Plan and Personnel By-Laws under any title other than those of the Classification Schedule, or under any title other than that of the job, the duties of which are actually performed. The job title in the Classification Schedule of the Plan shall be the official title for all purposes having to do with the position and shall be used to designate the position in all payrolls, budget estimates and official reports, and in every other connection involving personnel and fiscal processes.

SECTION 3. NEW OR CHANGED POSITIONS

Before a new position is established, or the duties of an existing position are so changed that a new level or work demand exists and in effect a new position is created, upon presentation of substantiating data satisfactory to the Personnel Board, the Board shall rate such new changed position and allocate it to its appropriate compensation grade and establish the rate change therefor.

SECTION 4. RECLASSIFICATION OF EMPLOYEES

No position may be reclassified to a classification in another compensation grade, either higher or lower, until the Personnel Board shall have determined such a reclassification will be consistent with the provisions of the Salary Administration Plan and Personnel By-Laws.

SECTION 5. JOB DESCRIPTIONS AND INTERPRETATIONS

The Personnel Board shall maintain written job descriptions of the position classes in the Classification Schedule of the Plan, each consisting of a statement describing the essential nature of the work and characteristics that distinguish the class from other classes. The heads of the departments shall be required to retain current job descriptions and to submit revisions to the Personnel Board after review by the Board of Selectmen or their designated appointee or the appropriate Commissioners or Trustees. The description for any class shall not limit what the duties or responsibilities of any position shall be, or to modify or in any way affect the power of any administrative authority to appoint, to assign duties to, or to direct and control the work of any employee under the jurisdiction of such authority.

SECTION 6. WAGES

a. The weekly pay period shall begin at 12:01 a.m. Thursday and shall end at 12:00 a.m. the following Wednesday.

b. Employees in the clerical and operating groups shall be paid time and one-half hours worked in the excess of eight (8) in a calendar day and/or 40 hours in one calendar week, provided such hours of work have been authorized by the department head.

In addition, all service outside of out of turn of an employee's regularly scheduled tour of duty shall be at the overtime rate. If any employee is recalled to duty hereunder, he shall be paid at the overtime rate for all such time and shall be guaranteed a minimum of two (2) hours overtime recall pay.

c. Exempt employees who are paid a weekly salary, as opposed to those non-exempt employees who are paid an hourly wage, shall not be paid for those hours worked in excess of the regular scheduled work week.

d. The Salary Schedule of the Salary Administration Plan and Personnel By-Laws set forth as Schedules B, C, and D of Section 22 of this by-law, shall consist of the maximum and minimum salaries, in the Classification Schedule. The salary grade shall be the salary range for all position classes allocated to that grade.

SECTION 7. SALARY RATES ABOVE MAXIMUM

Any salary rate which is above the maximum rate for a job, as established by this Salary Administration Plan and Personnel By-Laws, shall be deemed to be a personal rate, and apply only to the incumbent. When such incumbent leaves the employment of the Town or is transferred to another job with a higher maximum rate than his/her personal rate or higher maximum rates are established, the personal rate shall disappear. No other employee assigned to, or hired for, such job shall advance beyond the maximum of the job.

SECTION 8. ADJUSTMENT POLICIES

a. Every employee subject to this plan and who is in continuous full-time service of the Town, computed from the date of his/her latest employment, shall be eligible annually for consideration of a merit increase advance to the next higher step rate, one year from the date of his/her latest increase. Such increase is not to exceed one step rate in any single twelve month period until the maximum of the position is obtained, subject to the approval of the department head, and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and the Personnel Board. An evaluation of the employee's performance must accompany a letter requesting a merit increase. Any employee denied such an increase has the right to appeal, in writing to the Personnel Board, which shall confer with the employee, the department head and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and shall decide the matter. All adjustments shall be approved, in advance, by the Personnel Board.

b. Regular part-time employees, for whose positions step rates are provided, shall be eligible for consideration for increases on the same basis as provided for full-time personnel in clause (a) of this section. Special, casual and other part-time personnel for whose positions there is a single rate shall not be eligible for step rate increases.

SECTION 9. TRANSFERS AND PROMOTIONS

a. When an employee is promoted to a job with a higher rate range, or rate of pay, he/she shall enter it at the rate recommended by the department head with the approval of the Personnel Board, but in no event at a rate in excess of the maximum for such job. The employee may also receive at the time a one step rate increase, provided the maximum for the job is not exceeded, if the department head recommends that qualifications and performance warrant it and the Personnel Board approves. If the department head should feel that there should be a trial period before recommending the promotional one step rate increase, on recommendation of the department head, the Personnel Board may approve such a deferred promotional increase at the conclusion of the trial period, not to exceed three (3) months.

b. If an employee is transferred to a job with a lower rate range, or rate of pay, he/she shall enter it at his/her own rate or at the maximum rate for the job, whichever is the lower, provided the Personnel Board approves. The employee shall have a right to appeal to the Personnel Board and to be heard thereon, and the Personnel Board shall decide the matter.

SECTION 10. NEW PERSONNEL

a. Physical examination required of all employees before being hired.

b. The hiring rate shall be the minimum of the rate range of the job for which the new employee is hired, unless otherwise authorized by the Personnel Board. Department heads shall notify the Personnel Board of the hiring of all personnel and their hiring rates.

c. For new regular full-time and new regular part-time personnel for whose positions there is a rate range and step rates, the first six months of employment shall be a probationary period at the end of which the employee may advance one step rate, provided that the department head and the Personnel Board decide his/her performance warrants it. The employer shall thereafter be reviewed for a step rate increase one year from the date of his/her latest increase. This probationary step rate increase shall apply only at the start of employment and shall not apply in case of transfer or promotion from one job to another.

SECTION 11. DEPARTMENT BUDGETS

Each department head shall include in the annual budget a pay adjustment section to provide funds for anticipated pay adjustment during the ensuing year, expenditures to be made therefrom only in accordance with the Salary Administration Plan and Personnel By-Laws with the approval of the Personnel Board.

SECTION 12. EMPLOYEE BENEFITS

Employee benefits, such as holiday and vacation with pay, sick leave and other such matters, are a cost item to the Town and a form of "indirect pay", and included in the coverage of the Salary Administration Plan and Personnel By-Laws, both those included in the Plan at its adoption and any other which may be included in the future.

a. Holidays with Pay

Each eligible employee shall receive one day's pay at his/her regular straight time rate for the following holidays:

New Year's Day	Labor Day
Martin Luther King's Birthday	Columbus Day
Presidents' Day	Veteran's Day
Patriot's Day	Thanksgiving Day
Memorial Day	Christmas
Independence Day	

To be eligible for holiday pay, an employee must work both his/her regular scheduled day preceding and his/her regular scheduled day following the holiday, or be excused from work pursuant to the provisions for absences with pay listed in the next section.

An employee whose regular day off falls on a holiday may elect to have one day off with pay in the following week in lieu of holiday pay, providing the choice of day is approved by the Department Head.

Details as to administrative policies and practices relative to holidays with pay shall be prepared and established under the direction of the Personnel Board.

b. Vacations with Pay

(1) Regular full-time employees who have been in the continuous employ of the Town, as such, shall be paid their regular week's pay or portion thereof as vacation pay in accordance with the following schedule:

6 months	5 days	
1 year	10 days	(may take five days after six months - not to exceed ten days in first year)
5 years	15 days	
10 years	20 days	
15 years	25 days	
20 years	30 days	

(2) Vacations shall be granted by department heads at such time as, in their opinion, will cause least interference with the performance of the regular work of the departments. Vacations must be taken in the anniversary year in which they are due and shall not accumulate from year to year.

(3) If, in the opinion of the department head, there are unusual circumstances which warrant it, an employee may, upon request, continue at work and receive vacation pay in lieu of his/her vacation.

(4) In the event of termination of employment, which is caused through no fault of the employee, or by reason of retirement, the employee shall be paid, or be entitled to time off with pay, for any accumulated vacation prorated on the basis of service since the employee's preceding vacation. In the event of the death of any employee, any accumulated vacation pay shall be paid to his/her estate.

(5) Vacation administrative policies and practices shall be prepared and established under the direction of the Personnel Board.

c. Sick Leave

(1) All regular full-time employees shall be entitled to fifteen (15) days sick leave per year, cumulative to a maximum of 165 days. Pay for each day of sick leave shall be at the rate of a regular day's pay. Absences on account of sickness in excess of that authorized may, at the discretion of the department head and the Personnel Board, be charged to vacation leave. Sick leave shall be payable only in cases of bona fide illness, non-work-connected accident, or work-connected accidents not covered by Massachusetts General Laws annotated Chapter 152 (Workers' Compensation). At retirement, the Town will pay to the employee for that portion of sick time that exceeds 100 days, 50% of the total.

(2) Employees who because of sickness or a non-work-connected accident are absent for a period of more than two (2) days shall be required to present a doctor's certificate to their department head stating reason and period of time the employee will be absent from work. The above section is not to be construed by an employee or department head for time off for any sickness caused by over-indulgence in alcohol or narcotics or by his or her misconduct.

(3) Details as to sick leave administrative policies and practices shall be as prepared and established under the direction of the Personnel Board.

d. Personal Days

Effective July 1, 1992 each employee shall be entitled to three (3) personal days per year. The supervisor at his/her discretion is allowed to honor the request for a personal day of any member of his/her department covered by this agreement who might have any one of a normally accepted need for a personal day. However, in no event shall the personal days for any one employee exceed three days per fiscal year nor shall they accumulate from year to year.

e. Workers' Compensation

Present practices now followed by the Town-related Workers' Compensation shall continue unchanged.

f. Military Leave

An employee in full-time employment in the military reserve shall be paid the difference between compensation received while on reserve duty and regular compensation rates paid the employee by the Town. Such payment by the Town shall be limited to a period not to exceed two weeks in any twelve month period and shall not include payment to members of the National Guard who may be mobilized during an emergency in the Commonwealth.

g. Jury Duty

If an employee is called to jury duty, he/she shall receive an amount equal to the difference between his/her normal compensation and the amount (excluding any travel allowance) received from the court, upon presentation of evidence of the amount paid by the court.

h. Miscellaneous Paid Time Off

Working time lost from regularly scheduled work days for reasons listed below shall be without loss of pay, provided such lost time is with authorization of the department head:

(1) Bereavement leave - In the event of the death of a spouse, father, mother, children, father-in-law, mother-in-law, brother or sister, or of any person residing with the family of an employee, such employee shall be entitled to receive three (3) days leave for the purpose of the funeral arrangements and burial of said deceased. In the event that travel is required out of state, the department head in his or her discretion may authorize two (2) additional days of travel time.

(2) Inoculation required by Municipal Employer.
(3) Red Cross blood donation authorized by the Department.
(4) Medical examinations required by employer.
(5) Attendance at educational programs required or authorized by Town or Department.

i. Court Time Pay

An employee on duty at night or on vacation, furlough or day off, who attends as a witness or other capacity in the performance of his/her duty or in behalf of the Commonwealth or the Town in any criminal case pending in any Court or before any official governmental board or agency shall be entitled to overtime compensation for every hour or fraction thereof during which he/she was in such attendance or appearance, but in no event less than three (3) hours of such overtime pay.

j. Educational Increment

All full-time employees subject to the provisions of the Salary Administration Plan and Personnel By-Laws who have earned credits leading to a degree while an employee of the Town in a field applicable to their position as determined by the department head, and the Board of Selectmen or their designated appointee, or the appropriate Commissioners or Trustees, and the Personnel Board, in a degree granting program from an accredited college or university, shall receive a one-time bonus, according to the following schedule:

Associates Degree.....$ 800.00
Bachelors Degree.....$1,200.00
Masters Degree.....$1,500.00

A copy of the completed transcript or diploma or other appropriate evidence of the completed degree must be presented to the department head and a copy to the Board of Selectmen who shall maintain complete and ongoing records for participants.

k. Tuition Reimbursement

(1) That the course is accredited and pertains to the employee's specific job or position. Such information shall be presented to the department head, in writing, prior to enrollment in the course.

(2) That the department head, and the Board of Selectmen or their designated appointee, or the appropriate commissioners or trustees and the Personnel Board, approves of the commitment of Town funds prior to registration by the employee, or the employee assumes responsibility for payment.

(3) That an approved purchase order is issued prior to registration by the employee.

(4) That the employee attains a grade for the course of "C" or better and presents written verification of such grade to the department head.

l. Maternity Leave

(1) A female employee who has completed the initial probationary period of six months, who is absent from such employment for a period not exceeding twelve weeks for the purpose of giving birth, said period to be hereinafter called maternity leave, and who shall give at least two weeks' notice to her department head or supervisor of departure and intention to return, shall be restored to her previous, or a similar position, with the same status pay, length of service credit and seniority, where applicable, and other employment benefits for which she was eligible on the date her leave commenced.

(2) Accrued sick leave benefits shall be provided for maternity leave purposes under the same terms and conditions which apply to other temporary medical disabilities.

(3) Such maternity leave shall not affect the employee's right to receive vacation time, sick leave, bonuses, advancement, seniority, length of service credit benefits, plans or programs for which she was eligible at the date of her leave, and any other advantages or rights of her employment incidental to her employment position.

m. Group Insurance

The Town will contribute fifty percent (50%) towards Blue Cross and 90% towards the Health Maintenance Organization plan.

SECTION 13. LEAVE OF ABSENCE

a. Leave of absence for valid reasons may be granted by a department head, but shall be without compensation.

b. Leaves of absence of over three months' duration, except military leave, shall be considered a break in employment, and on return to work the employee shall have the status of a

new employee unless an extension of leave beyond three months has been authorized by the Personnel Board.

SECTION 14. TRANSITIONS BETWEEN FULL-TIME AND PART-TIME STATUS

a. A part-time employee shall be eligible for full-time (employee) status when the employee has worked over 20 hours a week for a period of at least three consecutive months. This status change requires prior approval by the appropriate department head.

b. A full-time employee whose hours of employment total less than 20 hours per week, exclusive of legal holidays and authorized vacation leave, sick leave, bereavement leave and other authorized leaves of absence for a period of more than three consecutive months shall be considered to be a part-time employee.

SECTION 15. PERSONNEL BOARD

a. There shall be a Personnel Board to administer the Salary Administration Plan and Personnel By-Laws, said Board to be appointed by the Moderator, consisting of five voters other than employees of the Town or those regularly serving the Town in any elective or appointive capacity. They shall serve without compensation.

b. Future appointments shall be for three years. Any vacancies shall be filled by the Moderator. All members shall continue to hold office until their successors have been appointed and qualified. The Personnel Board may employ assistance and incur expenses as it deems necessary, subject to appropriation of funds thereof.

SECTION 16. DUTIES OF THE PERSONNEL BOARD

a. The Personnel Board shall administer the Salary Administration Plan and Personnel By-Laws and shall establish such policies, procedures and regulations as it deems necessary for the administration of the Plan.

b. The Board shall meet annually in July and organize by the choice of a Chairman and Clerk. A majority of the Board shall constitute a quorum for the transaction of business. The votes of the majority of all the members of the Board shall be necessary on any matter upon which it is authorized to or required to pass under the Salary Administration Plan and Personnel By-Laws.

c. The Personnel Board shall have maintained records of all employees subject to this Plan, included therein such information as it deems desirable, such records are to be kept by the Town Accountant, under the direction of the Board. Department heads shall furnish such information as shall be requested by the Board. The Town Accountant shall also check on matters covered by the Plan and shall bring any deviations to the attention of the Board prior to payment.

d. The Personnel Board, from time to time, shall review the Salary Schedule and administration policies of the Salary Administration Plan and Personnel By-Laws. The Personnel Board may tentatively add a new class to the Classification Schedule or reallocate an existing class to a different compensation grade, either higher or lower, subject to the subsequent ratification of its action by formal amendment of the Salary Administration Plan and Personnel By-Laws at the next annual Town meeting.

e. On or before February 15 of each year the Personnel Board shall vote an annual adjustment which amends the weekly salary schedule for the forthcoming year, subject to the

subsequent ratification of its action by formal amendment of the Salary Administration Plan and Personnel By-Laws at the next Annual Town Meeting. Notwithstanding, the Personnel Board shall reserve the right to vote no adjustment as long as such determination is voted on or before February 15 of each year.

f. The Personnel Board shall, from time to time, review the Salary Schedule and administration policies of the Salary Administration Plan and Personnel By-Laws. It shall keep informed as to pay rates and policies outside the services of the Town, and shall recommend to the Town any action which it deems desirable to maintain a fair equitable pay level.

g. Matters that are sent to the Chairman and Clerk of the Personnel Board by registered mail must be brought before the Board at its next scheduled meeting. Failure of the board to vote to approve or disapprove requests within thirty (30) days of that meeting shall constitute approval of the request. In addition, notice in writing shall be forwarded to the concerned employee and respective department head within three (3) days of the Board's decision. Notwithstanding, if the Personnel Board shall so request and the concerned employee and his/her department head shall mutually agree, a reasonable extension of these time periods may be granted.

h. Upon recommendation of a department head, supported by evidence in writing of special reasons and exceptional circumstances satisfactory to the Personnel Board, said Board may authorize an entrance rate higher than the minimum rate for a position, and such other variances in the Salary Administration Plan and Personnel By-Laws as it may deem necessary for the proper functioning of the services of the Town, and to effectuate the basic intent of the Plan.

SECTION 17. EMPLOYEES AND THE PERSONNEL BOARD

a. All employees presently covered by this Plan shall have the right to request an appointment to confer with the Board on any matter which is of interest or concern to them and which is covered by the Salary Administration Plan and Personnel By-Laws. The employee shall notify the department head in writing in advance of his/her desire to discuss the matter with the Board. One of the duties of the Board shall be to foster mutual understanding and good will with the personnel of the Town.

b. To facilitate this, if any employee should feel aggrieved by the operation of any provision of the Plan, he/she shall first discuss the matter with his/her department head, in a mutual effort to clear up any problems or misunderstanding.

c. If two weeks after such a conference, a satisfactory understanding and solution of the problem has not been reached, then either the department head or the employee may take the matter to the Board. The Board shall hear the parties not later than its next regular meeting. There shall be no discrimination or prejudice by a department head against any employee who may take a matter to the Board.

SECTION 18. AMENDMENT OF THE PLAN

The Salary Administration Plan and Personnel By-Laws may be amended in the same manner in which Town by-laws may be amended; provided, however, that no amendment to the Plan shall be made until it has been presented by a signed petition addressed to and submitted to the Personnel Board, and acted upon by the Board. Upon receipt of such a written petition, the Board, after giving the petitioners, the heads of departments and employees affected at least one week's written notice, shall hold a hearing of the parties interested to consider the proposed amendment. If the Personnel Board shall approve of any such proposed amendment, it shall take the proper steps to bring the proposed amendment before the next annual Town meeting for its

consideration and action. If the Personnel Board shall disapprove any such proposed amendment, and failure to act thereof within fifteen days after the hearing shall be deemed disapproved, the petition may then be presented to the next annual Town meeting for its consideration and action, if so desired. The Board of its own motion, after a similar hearing and/or conference with parties interested, may propose an amendment to the Plan.

SECTION 19. CIVIL SERVICE LAW

Nothing in this by-law, or in the Salary Administration Plan and Personnel By-Laws, shall be construed to conflict with Chapter 31 of the General Laws, which is the Chapter dealing with the Civil Service Law.

SECTION 20. SEPARABILITY PROVISION

In the event that any provision of this by-law, or application thereof, shall be held to be invalid by the proper authorities, this shall not be construed to effect the validity of any other provision, or application thereof, of this by-law.

SECTION 21. APPOINTMENT OF "ACTING" DEPARTMENT HEADS

The Board of Selectmen or the appropriate commissioners or trustees may appoint, where necessary, in the case of the absence of a Department Head for three (3) consecutive weeks, excluding vacation periods, an "Acting" Department Head.

These "Acting" employees shall be compensated at an additional step rate of 10% per week. Such pay shall be retroactive only upon the conclusion of three (3) consecutive weeks of service by the "Acting" Department Head.

While on "Acting" status, which should be no longer than three (3) months, an employee shall still be eligible for overtime pay when fulfilling regular duties from the previous job beyond normal working hours.

SECTION 22. POSITION CLASSES, SALARY, WAGE AND MISCELLANEOUS SCHEDULE

SCHEDULE A

CLASS	GRADE
Page, Library	3
Clerk, Library	5
Clerk, Recreation	5
Maintenance Custodian	5
Building Dept. Secretary (part time)	7
Secretary I, Town Committee	8
Police Dispatcher (part time)	8
Library Assistant	8
Reserve Police Officer (part time)	9
Animal Control Officer	10
Administrative Secretary, Conservation Commission	10
Prevention Coordinator, Youth Commission	12
Tree Warden	12
Program Director, Recreation Commission	13
Cemetery Superintendent	13
Town Accountant	15

Agent, Board of Health.....15
Youth Director, Youth Commission.....15
Building Inspector.....16
Assistant Assessor/Appraiser.....16
Treasurer/Collector.....16
Librarian.....16
Water Superintendent.....16
Town Planner.....18
Highway Superintendent.....18
Administrative Assistant.....20
Police Chief.....20
Fire Chief.....20

SCHEDULE B SALARY SCHEDULE

GRADE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
20	43,922	45,799	47,678	49,632	51,667	53,786
19	41,435	43,206	44,980	46,824	48,743	50,742
18	39,088	40,761	42,434	44,171	45,984	47,871
17	36,876	38,454	40,031	41,671	43,381	45,161
16	34,465	35,937	37,413	38,948	40,544	42,205
15	31,912	33,277	34,641	36,061	37,540	39,079
14	29,277	30,530	31,780	33,084	34,441	35,852
13	26,613	27,753	28,891	30,076	31,309	32,593
12	23,977	25,004	26,028	27,096	28,206	29,363
11	11.08	11.55	12.03	12.53	13.03	13.57
10	10.01	10.43	10.86	11.30	11.76	12.24
9	9.44	9.84	10.24	10.66	11.09	11.55
8	8.98	9.38	9.77	10.16	10.57	11.00
7	8.57	8.93	9.29	9.66	10.06	10.47
6	8.17	8.51	8.84	9.21	9.60	9.99
5	7.75	8.10	8.42	8.77	9.12	9.50
4	7.39	7.71	8.03	8.35	8.69	9.05
3	7.05	7.34	7.64	7.95	8.28	8.61

Longevity Pay For Full-Time Continuous Employment
20 Hours or More

After 5 years.....$375 per annum
After 10 years.....$475 per annum
After 15 years.....$575 per annum
After 20 years.....$625 per annum
After 25 years.....$675 per annum
After 30 years.....$825 per annum

SCHEDULE C
MISCELLANEOUS PUBLIC SAFETY COMPENSATION (NOT COVERED BY COLLECTIVE BARGAINING)

FIRE DEPARTMENT	Brush & Forest Fire Hourly	Annual Call Pay
Call Deputy Fire Chief	15.18	$1,831.78
Call Fire Captain	11.97	1,110.89
Call Fire Lieutenant	10.73	929.67

Call Fire Fighter 1	9.47	748.46
Call Fire Fighter 2	4.75	375.55

When a call fire fighter works in place of a permanent fire fighter he is reimbursed on an hourly basis equal to the first step of a permanent fire fighter.

SCHEDULE D MISCELLANEOUS COMPENSATION SCHEDULE

General Group

Arts Center Director.....(Annual) 7,886.46
Animal Inspector (P.T.).....(Annual) 491.10
Civil Defense.....(Annual) 655.23
Clerk, Board of Registrars (P.T.).....(Annual) 1,307.84
Election Warden (P.T.).....(Hourly) 7.50
Election Worker (P.T.).....(Hourly) 6.42
Registrar of Voters (P.T.).....(Annual) 164.15
Slaughtering Inspector (P.T.).....(Annual) 491.10
Town Counsel (P.T.).....(Annual) (plus fees) 1,360.37
Veterans' Agent and
Director of Veterans' Services.....(Annual) 5,890.55 - 6,543.15 - 7,195.76 - 7,851.00
Summer Program Assistant, Youth Commission.....(Hourly) 6.89
Seasonal Laborer.....(Hourly) 5.50 - 5.67 - 5.82
Library Page (P.T.).....(Hourly) 5.50 - 5.67 - 5.82
Playground Supervisors.....(Hourly) 7.74 -10.84
Playground Aides.....(Hourly) 3.89
Swimming Director.....(Hourly) 12.39 - 15.50
Swimming Instructors.....(Hourly) 6.20 - 10.84
Swimming Aide.....(Hourly) 3.89 - 6.20
Tennis Coordinator.....(Annual) 387.37
Tennis Instructor.....(Annual) 387.37
Skating Aide.....(Hourly) 7.74
Wiring Inspector.....(Annual) 9,191.67
Sealer of Weights & Measures.....(Annual) 657.14

, or do or act anything in relation thereto

MOTION MADE: (as stated in the words of the ARTICLE).

AMENDMENT to MOTION: Section 12 Employee Benefits

Vacations With Pay

b. (1) delete 15 years 25 days
change 20 years from 30 days to 25 days

Sick Leave

c. (1) delete 15 days and insert 10 days

Personal Days

d. delete entire paragraph and insert the following:

"for every five sick days not taken during the previous fiscal year, the employee shall be granted one personal day to be scheduled at the discretion of the supervisor. Personal days cannot be carried over into the following fiscal year - and, in any case, cannot exceed three days per fiscal year."

MOTION MADE: To Limit Debate. (2/3 vote required)

VOTED UNANIMOUSLY: To Limit Debate.

AMENDMENT to MOTION: DEFEATED by MAJORITY VOTE.

MAIN MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 9: To see if the Town will vote to accept Chapter 275, Sections 1 and 2, of the Acts of 1990, "An Act Authorizing Cities and Towns to Establish Certain Revolving Funds", or do or act anything in relation thereto.

MOTION MADE: That the Town of Southborough accept Chapter 275, Sections 1 and 2, of the Acts of 1990, "An Act Authorizing Cities and Towns to Establish Certain Revolving Funds" and establish a revolving fund for the purpose of funding the inspection services for the Sealer of Weights and Measurers, plumbing and wiring. All receipts received for the services provided by the above-mentioned departments shall be credited to this account up to the amount of $20,000.00. The Town Accountant will be authorized to expend from this revolving fund.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 10: To see if the Town will vote to raise a sum of money not to exceed the sum of $10,541,229.00 as may be necessary, for the Town's use, and make appropriations of the same; or do or act anything in relation thereto.

MOTION MADE: That the Town raise a sum of money not to exceed the sum of $10,541,229.00 as may be necessary, for the Town's use, and make appropriations of the same.

MOTION MADE: To divide the question.

VOTED UNANIMOUSLY: To divide the question.

MOTION MADE: To take an umbrella vote on those budgets which do not have a hold on them. This one vote will have the effect of voting each separately.

MOTION: (as stated above) VOTED UNANIMOUSLY.

MOTION MADE: That the Town vote the sum of $10,397,398.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve	10,000.00
Transfer from the Cemetery Trust Fund	15,000.00
Transfer from Overlay Reserve	42,987.52
Transfer from Free cash	-0-

That the balance of $10,329,410.48 be raised and appropriated.

VOTED UNANIMOUSLY: That the sum of $10,397,398.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve	10,000.00
Transfer from the Cemetery Trust Fund	15,000.00
Transfer from Overlay Reserve	42,987.52
Transfer from Free Cash	-0-

That the balance of $10,329.410.48 be raised and appropriated, as follows:

GENERAL GOVERNMENT

BUDGET NAME	FY 1993 REQUEST
14 MODERATOR	
700 Other Charges	58.00
MODERATOR TOTAL	58.00
119 ADVISORY COMMITTEE	
700 Other Charges	135.00
ADVISORY COMMITTEE TOTAL	135.00
122 BOARD OF SELECTMEN	
110 Salaries	130,801.00
100 Total Personal Services	130,801.00
304 Medical Exams	500.00
342 Legal Notices	900.00
200 Total Purchase of Services	1,400.00
710 Travel	500.00
730 Dues	1,785.00
731 Meetings	1,800.00
732 Subscriptions	1,240.00
733 Conferences/Schooling	1,300.00
734 Conference Registration	1,000.00
700 Other Charges and Expenses	7,625.00
BOARD OF SELECTMEN TOTAL	139,826.00
135 TOWN ACCOUNTANT	
110 Salaries	48,686.00
100 Total Personal Services	48,686.00
302 Prof. Services	180.00
304 Medical Exams	0
342 Legal Notices	0
240 Office Equip. Repair	0
200 Total Purchase of Services	180.00
420 Office Supplies	50.00
400 Total Supplies	50.00
700 Other Charges	560.00
800 Capital Outlay	0
TOWN ACCOUNTANT TOTAL	49,476.00

141 ASSESSORS

110	Salaries	77,926.00
100	Total Personal Services	77,926.00
304	Medical Exams	0
345	Advertising	0
380	Contracted Services	2,500.00
581	Maps	3,500.00
582	Deeds & Plans	250.00
200	Total Purchase of Services	6,250.00
420	Office Supplies	740.00
400	Total Supplies	740.00
700	Other Charges	3,850.00
800	Capital Outlay	0
	ASSESSORS TOTAL	88,766.00

145 TREASURER/COLLECTOR

110	Salaries	104,081.00
100	Total Personal Services	104,081.00
240	Office Equip. Repair	0
303	Tax Title Legal	200.00
342	Legal Notices	0
380	Contracted Services	3,650.00
381	Note Certification	200.00
382	Bank Service Chg.	11,000.00
200	Total Purchase of Services	15,050.00
420	Office Supplies	6,000.00
400	Total Supplies	6,000.00
700	Other Charges	3,400.00
800	Capital Outlay	0
	TREASURER/COLLECTOR TOTAL	128,531.00

151 LEGAL

308	Legal Services	37,800.00
200	Total Purchase of Services	37,800.00
	LEGAL TOTAL	37,800.00

152 PERSONNEL BOARD

110	Salaries	1,188.00
100	Total Personal Services	1,188.00
700	Other Charges	0
	PERSONNEL BOARD TOTAL	1,188.00

158 ADMINISTRATIVE SUPPORT

110	Salaries	37,445.00
100	Total Personal Services	37,445.00
200	Total Purchase of Services	0
420	Office Supplies	300.00
599	Service Supplies	0
400	Total Supplies	300.00
700	Other Charges	0
800	Capital Outlay	0
ADMINISTRATIVE SUPPORT TOTAL		37,745.00

MOTION MADE: To approve the ADMINISTRATIVE SUPPORT BUDGET at $37,745.00

VOTED UNANIMOUSLY: To approve the ADMINISTRATIVE SUPPORT BUDGET at $37,745.00.

159 CENTRAL SER./OPS SUPPORT

253	Computer Services	23,000.00
273	Postage Meter Rental	470.00
340	Printing	7,000.00
341	Telephone	8,600.00
344	Postage	13,000.00
380	Misc. Contracted Services	32,237.00
200	Total Purchase of Services	84,307.00
420	Office Supplies	5,300.00
421	Storage of Microfilm	1,000.00
422	Photocopying Supplies	2,500.00
510	Books	200.00
584	Computer Supplies	3,905.00
400	Total Supplies	12,905.00
782	Miscellaneous	500.00
700	Total Other Charges & Exp.	500.00
850	New Equipment	6,000.00
854	Computer Equipment	0
800	Capital Outlay	6,000.00
CENT SERV/OPS SUP TOTAL		103,712.00

161 TOWN CLERK

110	Salaries	23,403.00
100	Total Personal Services	23,403.00
240	Equipment Repair	0
304	Medical Exams	0
346	Report of Vital Statistics	190.00
421	Storage of Microfilm	75.00
583	Dog Licenses	500.00
200	Total Purchase of Services	765.00
420	Office Supplies	300.00
400	Total Supplies	300.00
700	Other Charges	860.00
800	Capital Outlay	60.00
TOWN CLERK TOTAL		25,388.00

MOTION MADE: To approve the TOWN CLERK BUDGET at $25,388.00.

VOTED UNANIMOUSLY: To approve the TOWN CLERK BUDGET at $25,388.00.

162 ELECTIONS & REGISTRATION

110	Salaries	30,963.00
100	Total Personal Services	30,963.00
240	Equipment Repair	75.00
343	Street Listings	5,470.00
580	Town Meeting Expenses	2,000.00
200	Total Purchase of Services	7,545.00
420	Office Supplies	1,300.00
400	Total Supplies	1,300.00
700	Other Charges	1,743.00
800	Capital Outlay	0
ELECTIONS & REG. TOTAL		41,551.00
		- 4,116.00
		* 37,435.00

*
MOTION MADE: To reduce the ELECTIONS & REGISTRATION BUDGET by $4,116.00 to $37,435.00.

MOTION: (as stated above) VOTED UNANIMOUSLY.

171 CONSERVATION COMMISSION

110	Salaries	0
100	Total Personal Services	0
245	Equipment Repairs	0
247	Grounds Maintenance	0
274	P O Box Rental	0
344	Postage	0
380	Misc. Contracted Ser.	0
200	Total Purchase of Services	0
420	Office Supplies	100.00
400	Total Supplies	100.00
700	Other Charges	682.00
800	Capital Outlay	0
CONSERVATION COMMISSION TOTAL		782.00

175 PLANNING BOARD

110	Salaries	46,963.00
100	Total Personal Services	46,963.00
304	Medical Exams	0
340	Printing Services	0
342	Legal Notices	0
380	Contracted Services	0
345	Advertising	100.00
200	Total Purchase of Services	100.00
420	Office Supplies	0
599	Service Supplies	400.00
400	Total Supplies	400.00
700	Other Charges	256.00
800	Capital Outlay	0
PLANNING BOARD TOTAL		47,719.00

192 TOWN BUILDINGS & GROUNDS

210	Electricity	10,104.00
212	Heat	6,000.00
230	Water	391.00
244	Building Maint. & Repair	8,000.00
247	Grounds Maintenance	2,000.00
200	Total Purchase of Services	26,495.00
481	Gasoline	35,300.00
400	Total Supplies	35,300.00
TOWN BUILDING & GRDS TOTAL		61,795.00

PUBLIC SAFETY

210 POLICE DEPARTMENT

110	Salaries	586,604.00
190	Employee Allowance	9,000.00
100	Total Personal Services	595,604.00
210	Electricity	3,900.00
211	Heat & Oil	4,000.00
230	Water	180.00
241	Vehicle Maint. & Repair	3,500.00
242	Radio Repair	2,200.00
243	Service Equipment	3,350.00
244	Building Maint & Rep.	4,000.00
304	Medical Exams	350.00
341	Telephone	5,000.00
342	Legal Notices	100.00
344	Postage	450.00
200	Total Purchase of Services	27,030.00
599	Service Supplies	1,200.00
500	Total Supplies	1,200.00
700	Other Charges	6,950.00
800	Capital Outlay	4,000.00
POLICE DEPARTMENT TOTAL		634,784.00

MOTION MADE: To APPROVE the POLICE DEPARTMENT BUDGET at $634,784.00.
VOTED UNANIMOUSLY: To APPROVE the POLICE DEPARTMENT BUDGET at $634,784.00.

220 FIRE DEPARTMENT

110	Salaries	434,079.00
190	Employee Allowance	9,000.00
100	Total Personal Services	443,079.00
210	Electricity	5,800.00
211	Heat & Oil	2,650.00
230	Water	400.00
241	Vehicle Maintenance & Repa	7,750.00
243	Service Equipment	4,000.00
244	Building Maintenance & Rep	3,000.00
341	Telephone	4,000.00
200	Total Purchase of Services	27,600.00
420	Office Supplies	800.00
480	Grease & Oil	300.00
599	Service Supplies	2,500.00
400	Total Supplies	3,600.00
700	Other Charges	3,205.00
800	Capital Outlay	7,750.00
FIRE DEPARTMENT TOTAL		485,234.00

MOTION MADE: To APPROVE the FIRE DEPARTMENT BUDGET at $485,234.00.

VOTED UNANIMOUSLY: To APPROVE the FIRE DEPARTMENT BUDGET at $485,234.00.

241 BUILDING DEPARTMENT

110	Salaries	42,205.00
100	Total Personal Services	42,205.00
380	Contracted Services	0
200	Total Purchase of Services	0
420	Office Supplies	0
530	Building Supplies	250.00
400	Total Supplies	250.00
700	Other Charges	3,930.00
800	Capital Outlay	0
BUILDING DEPARTMENT TOTAL		46,385.00

243 PLUMBING INSPECTOR

110	Salaries	6,000.00
100	Total Personal Services	6,000.00
		- 6,000.00
		* 0

*

MOTION MADE: To reduce the PLUMBING INSPECTOR BUDGET to (0) ZERO.

VOTED UNANIMOUSLY: To reduce the PLUMBING INSPECTOR BUDGET to (0) ZERO.

245 WIRING INSPECTOR

110	Salaries	9,192.00
100	Total Personal Services	9,192.00
		- 9,192.00
		* 0

*

MOTION MADE: To reduce the WIRING INSPECTOR BUDGET to (0) ZERO.

VOTED UNANIMOUSLY: To reduce the WIRING INSPECTOR BUDGET to (0) ZERO.

247 ANIMAL INSPECTOR

110	Salaries	490.00
100	Total Personal Services	490.00
420	Office Supplies	10.00
400	Total Purchase of Supplies	10.00
700	Other Charges	0
ANIMAL INSPECTOR TOTAL		500.00

291 CIVIL DEFENSE

110	Salaries	746.00
100	Total Personal Services	746.00
245	Equipment Repairs	200.00
341	Telephone	400.00
200	Total Purchase of Services	600.00
700	Other Charges	0
800	Capital Outlay	500.00
CIVIL DEFENSE TOTAL		1,846.00

MOTION MADE: To APPROVE the CIVIL DEFENSE BUDGET at $1,846.00.

VOTED UNANIMOUSLY: To APPROVE the CIVIL DEFENSE BUDGET at $1,846.00.

292 ANIMAL CONTROL OFFICER

110	Salaries	24,443.00
100	Total Personal Services	24,443.00
245	Equipment Repairs	0
270	Facility Rental	3,000.00
304	Medical Exams	0
341	Telephone	25.00
383	Care & Destruction	100.00
200	Total Purchase of Services	3,125.00
420	Office Supplies	100.00
599	Service Supplies	0
400	Total Supplies	100.00
700	Other Charges	882.00
800	Capital Outlay	0
	ANIMAL CONTROL OFFICER TOTAL	28,550.00

PUBLIC WORKS

DEPARTMENT OF PUBLIC WORKS

110	Salaries	563,957.00
190	Employee Allowance	60,232.00
100	Total Personal Serv.	624,189.00
210	Electricity	39,769.00
211	Heat	8,360.00
230	Water	1,000.00
244	Bldg. Maint. & Repair	6,300.00
245	Equipment Repair	10,125.00
246	Traffic Signal Maint.	1,000.00
250	Meter Repairs	1,000.00
251	Hydrant Repairs	3,000.00
271	Equipment Rental	1,800.00
272	Equip. Lease Purchase	0
292	Rubbish Removal	0
293	Refuse Disposal	105,000.00
295	Service Connection	4,000.00
296	MDC Payment	118,725.00
297	Snow Removal - Contr.	8,100.00
304	Medical Exams	50.00
305	Tree Experts	12,000.00
306	Pest Control Services	0
341	Telephone	5,322.00
342	Legal Notices	1,000.00
344	Postage	2,233.00
380	Misc. Contracted Serv.	9,400.00
200	Total Purch of Serv.	338,184.00
420	Office Supplies	2,650.00
490	Meals	400.00
529	Parts - Other Depts.	0
531	Highway Paint	6,000.00
532	Parts	22,500.00
534	Gravel, Stone & Fill	500.00
535	Salt	39,000.00
537	Bituminous Concrete	3,500.00
538	Signs	2,500.00
539	Drainage Materials	3,500.00
540	Guard Rails	1,000.00
541	Small Tools	2,300.00
542	Service Supplies	12,500.00
543	Pipe & Fittings	4,500.00
544	Meters & Fittings	4,500.00
400	Total Supplies	105,350.00
700	Other Charges	3,685.00
800	Capital Outlay	6,500.00
	PUBLIC WORKS TOTAL	1,077,908.00

	WATER DIVISION	DPW, ALL OTHER	DPW TOTAL
100 Personal Services	240,997.00	383,192.00	624,189.00
200 Purchase of Services	183,419.00	154,765.00	338,184.00
400 Supplies	19,550.00	85,800.00	105,350.00
700 Other Charges	1,975.00	1,710.00	3,685.00
800 Capital Outlay	2,500.00	4,000.00	6,500.00
TOTAL	*448,441.00	**629,467.00	1,077,908.00

*

MOTION MADE: To APPROVE the WATER DIVISION TOTAL at $448,441.00.

VOTED UNANIMOUSLY: To APPROVE the WATER DIVISION TOTAL at $448,441.00.

**

MOTION MADE: To APPROVE the DPW, ALL OTHER TOTAL at $629,467.00.

VOTED UNANIMOUSLY To APPROVE the DPW, ALL OTHER TOTAL at $629,467.00.

424 STREET LIGHTS

210	Electricity	85,000.00
200	Purchase of Services	85,000.00
424	STREET LIGHTS TOTAL	85,000.00

HUMAN SERVICES

511 BOARD OF HEALTH

110	Salaries	37,540.00
100	Total Personal Services	37,540.00
292	Rubbish Removal	0
294	Septage Disposal	0
304	Medical Exams	0
307	Nursing Services	1,000.00
345	Advertising	500.00
	Inspectors	0
380	Misc. Contracted Services	2,000.00
200	Total Purchase of Services	3,500.00
420	Office Supplies	0
599	Service Supplies	200.00
400	Total Supplies	200.00
700	Other Charges	3,161.00
800	Capital Outlay	0
BOARD OF HEALTH TOTAL		44,401.00

541 COUNCIL ON AGING

340	Printing	650.00
380	Misc. Contracting Services	4,100.00
200	Total Purchase of Services	4,750.00
599	Service Supplies	500.00
400	Total Supplies	500.00
COUNCIL ON AGING TOTAL		5,250.00

543 VETERANS' SERVICES

110	Salaries	7,851.00
100	Total Personal Services	7,851.00
344	Postage	0
200	Total Purchase of Services	0
420	Office Supplies	0
400	Total Supplies	0
700	Other Charges	11,700.00
	VETERANS' SERVICES TOTAL	19,551.00

632 YOUTH COMMISSION

110	Salaries	68,614.00
100	Total Personal Services	68,614.00
380	Contracted Services	2,266.00
200	Total Purchase of Services	2,266.00
420	Office Supplies	0
599	Service Supplies	350.00
400	Total Supplies	350.00
700	Other Charges	2,075.00
800	Capital Outlay	0
	YOUTH COMMISSION TOTAL	73,305.00

CULTURE AND RECREATION

610 LIBRARY

110	Salaries	124,070.00
100	Total Personal Services	124,070.00
210	Electricity	12,700.00
211	Heat and Oil	4,662.00
230	Water	150.00
244	Building Maintenance	6,150.00
245	Equipment Repairs	1,200.00
341	Telephone	1,700.00
200	Total Purchase of Services	26,562.00
420	Office Supplies	1,500.00
510	Books	24,657.00
511	Audio-visual	300.00
599	Service Supplies	0
400	Total Supplies	26,457.00
700	Other Charges	250.00
800	Capital Outlay	0
	LIBRARY TOTAL	177,339.00

631 RECREATION

110	Salaries	20,654.00
100	Total Personal Services	20,654.00
247	Grounds Maintenance	275.00
271	Equipment Rental	0
345	Advertising	0
380	Contracted Services	2,000.00
200	Total Purchase of Services	2,275.00
420	Office Supplies	600.00
599	Service Supplies	375.00
400	Total Supplies	975.00
700	Other Charges	625.00
800	Capital Outlay	0
RECREATION TOTAL		24,529.00

MOTION MADE: To APPROVE the RECREATION BUDGET at $24,529.00.

VOTED UNANIMOUSLY: To APPROVE the RECREATION BUDGET at $24,529.00.

633 HISTORICAL COMMISSION

420	Office Supplies	100.00
341	Telephone	0
400	Total Supplies	100.00
700	Other Charges	800.00
HISTORICAL COMMISSION TOTAL		900.00
		-500.00
		*400.00

*

MOTION MADE: To REDUCE the HISTORICAL COMMISSION BUDGET by $500.00 to $400.00.

VOTED UNANIMOUSLY: To REDUCE the HISTORICAL COMMISSION BUDGET by $500.00 to $400.00.

INSURANCE

900 INSURANCE

170	Blue Cross - Health	230,854.00
171	HMO - Health	245,774.00
172	Group Life Insurance	4,450.00
173	Dental - Health	41,272.00
174	Workers' Compensation	92,880.00
746	Police/Fire Accident	3,876.00
751	Medicare	22,254.00
753	Social Security	33,000.00
100	Total Personal Services	674,360.00
301	Consulting Services	15,400.00
200	Total Purchase of Services	15,400.00
740	Auto Insurance	0
741	Boiler Insurance	1,650.00
742	General Liability	61,050.00
743	Public Officials	4,402.00
744	School Committee	2,629.00
745	Police Liability	15,399.00
747	Fire/EMT Liability	4,657.00
750	Youth Director	793.00
700	Total Other Charges	90,580.00
INSURANCE TOTAL		780,340.00
		-95,079.00
		* 685,261.00

(continued)

INSURANCE (cont.)

*

MOTION MADE: To REDUCE the INSURANCE BUDGET by $95,079.00 to $685,261.00.

VOTED UNANIMOUSLY: To REDUCE the INSURANCE BUDGET by $95,079.00 to $685,261.00.

DEBT AND INTEREST

750 INTEREST ON DEBT
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	16,135.00
BONDS:	
Library	63,830.00
900 Debt Service	79,965.00

710 DEBT SERVICE
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	70,000.00
BONDS:	
Library	130,000.00
900 Debt Service	200,000.00

750 INTEREST ON DEBT
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	13,900.00
900 Debt Service	13,900.00

710 DEBT SERVICE
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	0
Water Extension	80,000.00
900 Debt Service	80,000.00

RESERVE FUND 85,000.00

SCHOOL DEPARTMENT

SOUTHBOROUGH SCHOOLS

REGULAR DAY PROGRAMS	
ADMINISTRATION	
School Committee	9,900.00
Superintendent's Office	129,629.00
INSTRUCTION	
Supervision	29,367.00
Principals	244,118.00
Teaching	2,371,559.00
Textbooks	18,979.00
Library Services	83,831.00
Audio/Visual Services	8,000.00
Guidance Services	68,210.00
OTHER STUDENT SERVICES	
Personnel Services	500.00
Health Services	50,943.00
Transportation	97,615.00
Food Services	0
Student Body Activities	9,650.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	315,342.00
Maintenance of Buildings	49,553.00
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	18,006.00
GRAND TOTAL BUDGET REG. DAY PROGRAM	3,505,202.00
SPECIAL EDUCATION PROGRAMS - CHAPTER 766	
INSTRUCTION	
Director	75,840.00
Teaching	265,521.00
Psychological Services	54,616.00
OTHER STUDENT SERVICES	
Health Services	22,000.00
Transportation	4,400.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	1,250.00
ACQUISITION OF FIXED ASSETS	
New Equipment	4,300.00
PROGRAMS, OTHER SYSTEMS IN MASS.	
Tuition & Transportation Out	232,862.00
PROGRAMS, MEMBER OF COLLABORATIVE	86,800.00
GRAND TOTAL BUDGET SPECIAL ED. PROG	747,589.00
GRAND TOTAL, REG. & SPECIAL ED.	4,252,791.00
OPERATING BUDGET, VOCATIONAL ED.	0
GRAND TOTAL BUDGET, ALL PROGRAMS	4,252,791.00
	- 13,900.00
	* 4,238,891.00

*

MOTION MADE: To reduce the Southborough Public Schools' budget by $13,900.00 to $4,238,891.00.

VOTED UNANIMOUSLY: To reduce the Southborough Public Schools' budget by $13,900.00 to $4,238,891.00

ALGONQUIN REGIONAL HIGH SCHOOL

REGULAR DAY PROGRAMS	
ADMINISTRATION	
School Committee	34,952.00
Superintendent's Office	129,329.00
INSTRUCTION	
Supervision	16,491.00
Principals	423,155.00
Teaching	2,648,257.00
Textbooks	13,664.00
Library Services	77,661.00
Audio/Visual Services	9,513.00
Guidance Services	224,361.00
OTHER STUDENT SERVICES	
Health Services	26,815.00
Transportation	300,226.00
Student Body Activities	30,085.00
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	335,372.00
Maintenance of Buildings	79,392.00
FIXED CHARGES	
Employee Retirement	57,997.00
Insurance	448,600.00
Short Term Interest	15,000.00
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	17,046.00
GRAND TOTAL BUDGET REG. DAY PROGRAM	4,887,916.00
SPECIAL EDUCATION - CHAPTER 766	
INSTRUCTION	
Director	31,905.00
Teaching	193,773.00
Textbooks	300.00
Psychological Services	40,819.00
OTHER STUDENT SERVICES	
Health Services	1,000.00
Transportation	10,000.00
OPERATION/MAINTENANCE OF BUILDINGS	
Maintenance of Equipment	250.00
ACQUISITION OF FIXED ASSETS	
New Equipment	100.00
PROGRAMS, OTHER SYSTEMS IN MASS.	
Tuition & Transportation Out	26,800.00
PROGRAMS, MEMBER OF COLLABORATIVE	73,800.00
GRAND TOTAL BUDGET SPECIAL ED. PROG.	378,747.00
ATHLETICS	
ANTICIPATED ATHLETIC RECEIPTS	(46,000.00)
OTHER STUDENT SERVICES	145,318.00
OPERATION & MAINTENANCE	
Maintenance	8,675.00
FIXED CHARGES	
Sports Insurance	4,100.00
ACQUISITION OF FIXED ASSETS	
Equipment	9,770.00
GRAND TOTAL BUDGET ATHLETICS	121,863.00

(cont.)

ALGONQUIN REGIONAL HIGH SCHOOL (cont.)

GRAND TOTAL OPERATING BUDGET			5,388,526.00
SUMMARY			
Grand Total Budget, Regular Day Programs			4,887,916.00
Grand Total Budget, Special Education			378,747.00
Grand Total Budget, Athletics			121,863.00
GRAND TOTAL, ALL BUDGETS			5,388,526.00
Anticipated Receipts/Transfers			
Transportation Reimbursement*		277,158.00	
Regional School Aid*		594,952.00	
Chapter 70 Aid*		324,720.00	
E & D Transfer		125,000.00	
			1,321,830.00
GRAND TOTAL BUDGET, ALL PROGRAMS			4,066,696.00
*Assume Level Funding from the FY93 State Budget			
FY93 SCHEDULE OF ASSESSMENTS			
TOTAL ASSESSMENTS			
Net Operating Budget			4,066,696.00
Net Maturing Debt Account:			
Roof #1		13,081.00	
Roof #2		32,200.00	
Roof #3 & Science Labs		108,391.00	
			153,672.00
TOTAL			4,220,368.00
NORTHBOROUGH ASSESSMENT			
Operating Budget, 66.6% of	4,066,696.00		2,708,420.00
Net Maturing Debt Account:			
Roof #1		8,160.00	
Roof #2		21,036.00	
Roof #3 & Science Labs		72,817.00	
			102,013.00
TOTAL NORTHBOROUGH ASSESSMENT			2,810,433.00
SOUTHBOROUGH ASSESSMENT			
Operating Budget, 33.4% of	4,066,696.00		1,358,276.00
Net Maturing Debt Account:			
Roof #1		4,921.00	
Roof #2		11,164.00	
Roof #3 & Science Labs		35,574.00*	
			51,659.00
TOTAL SOUTHBOROUGH ASSESSMENT			1,409,935.00
			- 15,044.00
			** 1,394,891.00

*This sum was voted as a debt exclusion by the Town of Southborough, May 1989

**

MOTION MADE: To reduce the Algonquin Assessment by $15,044.00 to $1,394,891.00.

VOTED UNANIMOUSLY: To reduce the Algonquin Assessment by $15,044.00 to $1,394,891.00.

ASSABET VALLEY REG. VOC. SCHOOL

School Committee	69,165.00
Superintendent's Office	289,192.00
Data Processing	51,724.00
Instruction Supervision	201,453.00
Principal's Office	92,164.00
Teaching	3,620,943.00
Textbooks	35,000.00
Library	56,199.00
Multi- Media	33,183.00
Guidance Services	275,741.00
OTHER SCHOOL SERVICES	
Attendance	16,608.00
Health Services	31,462.00
Transport. - Reg., Late & Final	614,000.00
Transport. - Sports, Field Trips	29,201.00
Student Body Activities	134,285.00
PLANT OPERATION & MAINTENANCE	
Operation of Plant	1,118,270.00
Maintenance of Plant	262,500.00
FIXED CHARGES	
Employee Retirement & Health Ins.	607,500.00
Insurance	177,330.00
ACQUISITION OF FIXED ASSETS	108,000.00
TOTAL REGULAR OPERATING BUDGET	7,823,920.00
SPECIAL NEEDS	
Day Operating Budget	409,593.00
Extended Day Special Needs	166,905.00
Prototype 4 & 5 Budget	0
CAPITAL EQUIPMENT REPLACEMENT	0
RIGHT TO KNOW" CHAPTER 111F	10,000.00
SINGLE AUDIT REQUIREMENT	10,000.00
ADULT EVENING VOC. OPERATING	0
TOTAL OPERATING BUDGET	8,420,418.00
Less Anticipated Aid & Transfers	(4,005,930.00)
TOTAL OPER. ASSESSMENT TO COMMUNITIES	4,414,488.00
Bond for Roof Repair	138,407.00
Less Anticipated Aid Chapter 515	(57,230.00)
Total Capital & Oper. Assessment	4,495,665.00
SOUTHBOROUGH ASSESSMENT	154,152.00

MOTION MADE: To APPROVE the ASSABET VALLEY REG. VOC. SCHOOL Budget at $154,152.00.

VOTED UNANIMOUSLY: To APPROVE the ASSABET VALLEY REG. VOC. SCHOOL Budget at $154,152.00

ARTICLE 11: To see if the Town will vote to transfer to Surplus Revenue Account (Excess and Deficiency) a sum of money, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer to Surplus Revenue Account (Excess and Deficiency)the following sums of money:

Air Compressor	3.50
Heritage Day	1.70
School Dept.	19,058.75
Monitoring Wells	7,500.00
Total	26,563.95

MOTION:(as stated above) VOTED UNANIMOUSLY.

ARTICLE 12: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,200.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No, 3276, Veterans of Foreign Wars, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,200.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 13: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $316,602.00 for the fiscal year beginning July 1, 1992 and ending June 30, 1993 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $316,602.00 for the fiscal year beginning July 1, 1992 and ending June 30, 1993 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 14: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, $10,000.00 for the purpose of installing a new telephone system in the Town House, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate, $10,000.00 for the purpose of installing a new telephone system in the Town House.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 15: To see if the Town will vote to raise and appropriate, or transfer from available funds and appropriate, a sum of money to be deposited in the Stabilization Fund to be held and administered in accordance with the provisions of M.G.L. Chapter 40, Section 5B, or do or act anything in relation thereto.

MOTION MADE: To TABLE ARTICLE 15 until after ARTICLE 56, the last item of business. (2/3 vote required)

VOTED UNANIMOUSLY: To TABLE ARTICLE 15 until after ARTICLE 56, the last item of business.
(See page (73) of this transcript for the VOTE on ARTICLE 15.

ARTICLE 16: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $7,500.00 for the purpose of funding Greater Marlborough Alcoholism Referral Center, a nonprofit drop-in center, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $2,500.00 for the purpose of funding Greater Marlborough Alcoholism Referral Center, a nonprofit drop-in center.

VOTED UNANIMOUSLY: To raise and appropriate the sum of $2,500.00 for the purpose of funding Greater Marlborough Alcoholism Referral Center, a nonprofit drop-in center.

ARTICLE 17: To see if the Town will vote to raise and apppropriate or transfer from available funds and appropriate the sum of $105,000.00 for the maintenance of town roads, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $105,000.00 for the maintenance of town roads.

VOTED UNANIMOUSLY : To raise and appropriate the sum of $105,000.00 for the maintenance of town roads.

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of purchasing one front end loader for the Department of Public Works and to see what disposition shall be made of the existing 1974 Caterpillar front end loader currently in use by the Department of Public Works, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $75,000.00 for the purpose of purchasing one front end loader for the Department of Public Works and to see what disposition shall be made of the existing 1974 Caterpillar front end loader currently in use by the Department of Public Works.

MOTION MADE: To SUSPEND the RULES in order that ARTICLES 18,19 and 21 may be discussed in unison while Article 18 is on the floor. (2/3 vote required)

VOTED UNANIMOUSLY: To SUSPEND the RULES in order that ARTICLES 18, 19 and 21 may be discussed in unison while Article 18 is on the floor.

ARTICLE 19: To see if the town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of purchasing one 4 wheel drive truck for the Department of Public Works, or do or act anything in relation thereto.

(CONTINUED)

(continued)

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, or borrow and appropriate, a sum of money for the purpose of purchasing one new brush chipper, and that the Department of Public Works be authorized to sell, trade in, or otherwise dispose of the existing 1971 Mitts & Merrill chipper currently in use by the Town, or do or act anything in relation thereto.

MOTION MADE to AMEND ARTICLE 18: That the Town transfer $30,000.00 from water surplus, $50,000.00 from free cash and appropriate the total of $80,000.00 for the purpose of replacing Department of Public Works equipment including one front end loader, one 15,000-25,000 GVW truck and one brush chipper.

VOTED UNANIMOUSLY: To transfer $30,000.00 from water surplus, $50,000.00 from free cash and appropriate the total of $80,000.00 for the purpose of replacing Department of Public Works equipment including one front end loader, one 15,000-25,000 GVW truck and one brush chipper.

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of reequipping existing Department of Public Works equipment for snow and ice operations, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 22: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of implementing recycling programs, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $25,000.00 for the purpose of providing Transfer Station improvements, equipment and disposal services necessary for the disposal of Brush, Leaves and Yard Waste consistent with Commonwealth of Massachusetts Regulations.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 23: To see if the Town will vote to authorize the Board of Selectmen to enter into long term contracts for the disposal of recyclables, or do or act anything in relation thereto.

MOTION MADE: That the Town authorize the Board of Selectmen, with approval of the Advisory Committee, enter into agreements for the receipt, processing and marketing of recyclable materials for a period not exceeding 20 years.

VOTED UNANIMOUSLY: To authorize the Board of Selectmen, with approval of the Advisory Committee, enter into agreements for the receipt, processing and marketing of recyclable materials for a period not exceeding 20 years.

At (11:05 P.M.) on Monday, April 13, 1992 it was MOVED and UNANIMOUSLY VOTED to ADJOURN the April 13, 1992 Annual Town Meeting to Tuesday, April 14, 1992 at 7:30 P.M.

A true copy:
Attest: Paul J Barry
Paul J. Barry, TOWN CLERK

At the ADJOURNED ANNUAL TOWN MEETING duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Tuesday, April 14, 1992 at 7:30 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum (240) Voters were present.)

Checkers:	Janet M.E. Mattioli	Lidia A. Kiley
	Susanne S. Dumont	Lois W. Denman

The Meeting was called to order at (7:55 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Roger Challen	29 Oak Hill Road
Robert O. Bigelow	15 Granuaile Road
David M. Gracia	17 Harris Drive
Donna McDaniel	24 Richards Road

Moderator Wilson had requests from the following non-voters to attend the Adjourned Session of the Annual Town Meeting:

Sean Walsh, Southboro Villager
Bob Kiesra, Worcester Telegram & Gazette

There being no objections from the floor, it was voted to allow the above non-voters to remain.

The boundaries of the Hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) public.

Moderator Wilson noted the receipt of the return of the POSTING of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

ARTICLE 24: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of installing pressure regulating valves and appurtenant work in the water system, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from water surplus and appropriate $60,000.00 for the purpose of installing pressure regulating valves and appurtenant work in the water system.

VOTED UNANIMOUSLY: That the Town transfer from water surplus and appropriate $60,000.00 for the purpose of installing pressure regulating valves and appurtenant work in the water system.

ARTICLE 25: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money to fund an engineering study to assess the current and future sewage disposal options to coincide with the Town of Southborough's Master Plan, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 26: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate $30,000.00 to acquire two new four-door full-size sedan police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $30,000.00 to acquire two new four-door full-size sedan police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 27: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate the sum of $44,000.00 dollars to acquire a new police-oriented computer system, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 28: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $16,900.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $16,900.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 29: To see if the Town will vote to raise and appropriate the sum of $2,864.00 for the purpose of aiding in the funding of the MetroWest Planning Office, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $2,864.00 for the purpose of aiding in the funding of the MetroWest Planning Office.

AMENDMENT to MOTION: By inserting $1,000.00 for $2,864.00.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required).

VOTED UNANIMOUSLY: To LIMIT DEBATE.

DEFEATED by MAJORITY VOTE: (Amendment to Motion) By inserting $1,000.00 for $2,864.00.

PASSED by MAJORITY VOTE: To raise and appropriate the sum of $2,864.00 for the purpose of aiding in the funding of the MetroWest Planning Office.

ARTICLE 30: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money to be used for the payment of unemployment compensation payments, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 31: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,000.00, or any other sum, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate, the sum of $900.00, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 32: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate, a sum of money for the purpose of maintenance of equipment, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $1,000.00 for the purpose of maintenance of equipment.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 33: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money for the purpose of establishing a fund to be used to pay the Town's share of casualty and other loses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $5,000.00 for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 34: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, a sum of money to repair Fayville Village Hall, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate, $25,000.00 to repair Fayville Village Hall roof and gutters.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 35: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate a sum of money to convert to gas heat and/or to remove or replace town-owned fuel storage tanks, or do or act anything in relation thereto.

MOTION MADE: That the Town borrow and appropriate $500,000.00 to remove or replace town-owned fuel storage tanks. (2/3 vote required)

VOTED UNANIMOUSLY: That the Town borrow and appropriate $500,000.00 to remove or replace town-owned fuel storage tanks.

ARTICLE 36: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, the sum of $6,000.00 to refurbish the pickup truck the Town received from the State, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 37: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, the sum of $6,000.00 to purchase a semi-automatic defibrillator and accessories, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate, the sum of $5,000.00 to purchase a semiautomatic defibrillator and accessories.

AMENDMENT to MOTION: To AMEND ARTICLE 37 by striking out "$5,000.00" and inserting "$4,000.00".

VOTED UNANIMOUSLY: (AMENDMENT to MOTION) To AMEND ARTICLE 37 by striking

(continued)

Continued, ARTICLE 37.

out "$5,000.00" and inserting "$4,000.00".

VOTED UNANIMOUSLY: (Motion as Amended) That the Town transfer from free cash and appropriate, the sum of $4,000.00 to purchase a semiautomatic defibrillator and accessories.

ARTICLE 38: To see if the Town will vote to raise and appropriate, or transfer from available funds and appropriate, a sum of money to purchase an electronic voting system, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 39: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate, a sum of money for the expressed purpose of making capital improvements (replace gym floor) to the Margaret Neary School during fiscal year 1993, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $40,000.00 for the expressed purpose of making capital improvements (replace gym floor) to the Margaret Neary School during fiscal year 1993.

MOTION (as stated above) VOTED UNANIMOUSLY.

ARTICLE 40: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money to remove or replace Algonquin Regional High School fuel storage tanks, or do or act anything in relation thereto.

MOTION MADE: That the town borrow and appropriate the sum of its assessed share of $95,000.00 to remove or replace Algonquin Regional High School fuel storage tanks. (2/3 vote required)

VOTED UNANIMOUSLY: That the Town borrow and appropriate the sum of its assessed share of $95,000.00 to remove or replace Algonquin Regional High School fuel storage tanks.

ARTICLE 41: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate a sum of money to contribute to Metropolitan Area Planning Council in order to study the feasibility of centralizing dispatching within the MetroWest area, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 42: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of funding expenses and/or equipment to establish a consolidated dispatching department for Southborough Police and Fire, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from free cash and appropriate $15,000.00 for the purpose of funding expenses and/or equipment to improve the consolidated dispatching capibilities of the Southborough Police and Fire Departments.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 43: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate the sum of $15,000.00 to be used to build two soccer fields on the designated Neary School property, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $15,000.00 to be used to build two soccer fields on the designated Neary School property.

AMENDMENT to MOTION: That the amount of $15,000.00 is transferred from free cash.

MOTION MADE: To POSTPONE INDEFINITELY.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

DEFEATED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: (Amendment to MOTION) That the amount of $15,000.00 is transferred from free cash.

PASSED by MAJORITY VOTE: (Motion as amended) That the Town transfer from Free Cash the sum of $15,000.00 to be used to build two soccer fields on the designated Neary School property.

ARTICLE 44: To see if the Town will vote to join the Worcester Regional Transit Authority pursuant to Section 3 of Chapter 161B of the Massachusetts General Laws, as amended, or do or act anything in relation thereto.

MOTION (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 45: To see if the Town will vote to amend the Zoning Code of the Town of Southborough by changing the following described areas from Residence A District to Conservation District as follows:

Land bordering Break Neck Hill Road on the west and Woodland Road on the east, Map 29, Parcel 28A of the Southborough Assessors' records (the Town Orchard) being 87.69 acres, more or less; land bordering Woodland Road on the west and Walnut Drive on the east, Map 22, Parcel 3A, and Map 23, Parcel 8, of the Southborough Assessors; records (known as the Town Forest) being 45.52 acres, more or less. Further, to change the following described area from Residence B District to Conservation District, land north of Oregon Road bordering the Massachusetts Turnpike, Map 23, Parcel 6, of the Southborough Assessors' records being 13.5 acres, more or less.

All parcels are currently owned by the Town of Southborough, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.
(This ARTICLE DISAPPROVED by the Attorney General on June 30, 1992)

ARTICLE 46: To see if the Town will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulation" Subsection 174-8 "Schedule of Use Regulations, Footnotes" as follows:

174-8 SCHEDULE OF USE REGULATIONS

No building or structure shall be constructed and no building, structure or land, or part thereof, shall be used for any purpose or in any manner other than for one (1) or more of the uses hereinafter set forth as permitted in the district in which such building, structure or land is located, or set forth as permissible by special permit in said district and so authorized.

Further, no building shall be constructed and no building, structure or land, or any part thereof, shall be used and no lot shall be changed in size or shape, unless in conformity with the dimensional regulations set forth for each district.

The following notes apply to all districts:

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in Section 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial Park District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by special permit, allow several different uses if otherwise permitted in the district, or several buildings on the same lot if such uses or buildings are deemed to be compatible, meet the requirements of Section 174-9 and result in improved circulation and land use patterns.

3. For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.1 (C) CONSERVATION DISTRICT

A. USES PERMITTED:

1. Parks, open space, non-commercial recreation, fishing and hunting where legally permitted, wildlife management, and conservation areas.
2. Agriculture, horticulture, floriculture or viticulture, except piggeries and fur farms.
3. Temporary non-residential structures accessory to farming, fishing or similar permitted uses of the land.
4. Signs as permitted under Section 174-11.
5. Roadside stand.

B. USES BY SPECIAL PERMIT:

1. Private garage or parking for more than three (3) cars or one (1) truck or other commercial vehicle.

C. USES PROHIBITED:

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

Note: New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage and land or water conservation, is permissible in the Conservation District.

For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.2 (RA) RESIDENCE A DISTRICT

A. USES PERMITTED

1. All uses permitted in the Conservation District.
2. One family houses.
3. Religious uses, public or nonprofit schools.
4. Public or nonprofit library, museum, art gallery or a similar cultural institution.
5. Town or other government building.
6. Renting of rooms or furnishing of board to not more than four (4) persons by a resident family in a one family house.
7. Mobile home or travel trailer used as a dwelling for thirty (30) days or less in a year.
8. Private garage or parking for not more than three (3) cars or one (1) truck or other commercial vehicle.
9. Customary home occupation.
10. Parking in a garage or out of doors for employees, customers, clients, occupants or students, accessory to a permitted principal use and on the same lot as such use.

B. USES BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one family house in existence for two (2) years or longer to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings if within a major residential development.*
10. Major residential development.*
11. Office-type trailer or mobile home used as business quarters.
12. Private garage or parking for more than three (3) cars or more than one (1) truck or commercial vehicle.

* Special Permit from the Planning Board.

C. PROHIBITED USES

1. All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum lot Area:	43,560 square feet.
2. Minimum Frontage:	150 feet.
3. Minimum Setbacks:	Front: 35 feet. Rear: 50 feet; 10 feet for accessory buildings and swimming pools. Side: 25 feet; 10 feet for accessory buildings and swimming pools. Other Street: 35 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	18

174-8.3 (RB) RESIDENTIAL B DISTRICT

A. USES PERMITTED

Uses permitted in the Residential A (RA) District.

B. USES BY SPECIAL PERMIT

All uses permitted by Special Permit in the Residential A (RA) District.

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	25,000 square feet.
2. Minimum Frontage:	125 feet.
3. Minimum Setbacks:	Front: 30 feet. Rear: 35 feet; 10 feet for accessory buildings and swimming pools. Other Street: 30 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	.30

Note: Residence C Districts discontinued in 1966, however, lots laid out and recorded in Residence B Districts prior to the discontinuance may be built onto the following dimensions for one-family houses:

Minimum Lot Area:	15,000 square feet
Minimum Frontage:	100 feet
Minimum Setbacks:	Front: 25 feet Rear: 30 feet; 10 feet for accessory buildings and swimming pools Side: 10 feet
Maximum Height:	35 feet or 2.5 stories (one story for accessory buildings)
Maximum Floor Area Ratio:	.45

174-8.4 (BV) BUSINESS VILLAGE DISTRICT

A. PERMITTED USES

1. All uses permitted in the Residential (RA and RB) Districts.
2. Mobile home or travel trailer used as a dwelling or business quarters for thirty (30) days or less in a year.

B. PERMITTED USES UP TO TWO THOUSAND (2,000) SQUARE FEET

1. Retail sales and services which do not involve manufacturing on the premises.
2. Newspaper, job printing and publishing.
3. Offices, banks, office building.
4. Hotel or motel, restaurant.
5. Clinic or medical testing laboratory.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not the general public.

C. PERMITTED USES BY SPECIAL PERMIT FROM THE PLANNING BOARD

1. All uses listed in Section B that are greater than two thousand (2,000) square feet.
2. Major residential development.
3. Multifamily dwellings if within a major residential development.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Multifamily housing for the elderly, owned by a public or a nonprofit community organization.
8. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
9. Place of amusement, commercial recreation facility, theater, motion picture theater.
10. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
11. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
12. Automotive service, gasoline station or repair garage, automotive sales.

D. USE BY SPECIAL PERMIT FROM THE ZONING BOARD OF APPEALS

1. Accessory apartment.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.

E. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

F. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	10,000 square feet.
2. Minimum Frontage:	60 feet.
3. Minimum Setbacks:	Front: 10 feet. If on Route 9: 25 feet. Rear: 35 feet. Side: 10 feet. 25 feet if adjacent to Residential District. Other Street: 10 feet. 25 feet if on Route 9.
4. Maximum Height:	35 feet, 3 stories.

5. Residential dwellings in the Business Village District must comply with RB standards.

Note: Also refer to 174-10.1 Village Business District plan review.

174-8.5 HIGHWAY BUSINESS

A. PERMITTED USES

1. All uses permitted in the Residential Districts.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public

B. PERMITTED USES UP TO 50,000 SQUARE FEET

1. Office-type trailer or mobile home used as business quarters for thirty (30) days or less in a year.
2. Retail sales and services which do not involve manufacturing on the premises.
3. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
4. Newspaper, job printing and publishing.
5. Offices, banks, office buildings.
6. Hotel or motel, restaurant.
7. Clinic or medical testing laboratory.
8. Automotive service, gasoline station or repair garage, automotive sales.

C. USES PERMITTED BY SPECIAL PERMIT

1. All uses allowed in Section B that exceed fifty thousand (50,000) square feet.
2. Accessory apartments.
3. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
8. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
9. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Place of amusement, commercial recreation facility, theater, motion picture theater.
12. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
13. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 25 feet; 37.5 feet if on Route 9
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

6. Residential dwellings in Highway Business District must comply with RB District standards.

174-8.6 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in residential districts.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
2. Place of amusement, commercial recreation facility, theater, motion picture theater.
3. Retail sales and services which do not involve manufacturing on the premises.
4. Retail sales and service involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
5. Newspaper, job printing and publishing.
6. Offices, banks, office building.
7. Hotel, or motel, restaurant.
8. Clinic or medical testing laboratory.
9. Automotive service, gasoline station or repair garage, automotive sales.
10. Wholesale distribution and storage within a building, other than a solid waste transfer station.
11. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto.
12. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Major residential development.*
7. Multifamily dwellings, if within a major residential development.*
8. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
9. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
10. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

*Special Permit from the Planning Board.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

5. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 50 feet.
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

174-8.7 (SP) RESEARCH, SCIENTIFIC, AND PROFESSIONAL

A. PERMITTED USES

1. All uses permitted in Residential Districts.
2. Office-type trailer or mobile home used as business quarters for thirty (3) days or less.
3. Dwelling on the premises for a night watchman or janitor.
4. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one-family dwelling, in existence for two (2) years or longer, to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings, if within a major residential development.*
10. Major residential development.*
11. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.

12. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, at the maximum density of three (3) employees per acre of lot and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.

*Special Permit from the Planning Board

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	50 acres.
2.	Minimum Frontage:	500 feet.
3.	Minimum Setbacks:	Front: 150 feet.
		Rear: 200 feet.
		Other Street: 200 feet.
4.	Maximum Height:	35 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.40

6. Residential dwellings in the SP District must comply with the standards of the RA District.

174-8.8 WETLAND AND FLOODPLAIN DISTRICT

The Wetland and Floodplain (WFP) District is considered to be an overlay district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as is otherwise specifically permitted in the Schedule of Use Regulations and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1985. The expansion of accessory structures shall require a special permit from the Board of Appeals, as shall the relocation or new construction of ways and the alteration of watercourses, water bodies and dams. In Wetland and Floodplain Districts fill, earth relocation, new uses and structures or expansions thereof permissible in the underlying district may be permitted by the Board of Appeals by special permit upon referral to the Board of Health, Conservation Commission and Planning Board and a finding that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses and that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the special permit.

174-8.9 (CR) CRITICAL RESOURCE DISTRICT (Added 4/14/86 ATM, Art.38)

1. Purpose. The purpose of the Critical Resource District is to ensure that lands critical to the environmental quality of the Town of Southborough are not physically developed prior to consideration of alternatives to such development.

2. Regulations. Critical Resource Districts, as shown on the Zoning Map, shall be considered to be superimposed over any other district established in this chapter. Land in a Critical Resource District may be used as otherwise permitted in the underlying district, subject to the following.

(a) No density bonuses as authorized under Section 174-13.2D shall be allowed for development within the Critical Resource District, but land within the district may be used to earn development bonuses for development to be located outside the district through transferring of development rights, as provided by Section 174-13.2D.

(b) Submittals under Major Residential Development must include a flexible development proposal.

(c) In acting on Major Residential Development proposals, if the Planning Board determines that neither the basic development proposal before it nor any submitted alternatives can adequately protect scenic views, habitats, fragile natural environments or other critical environmental resources, it shall grant a special permit only either:

(1) Upon determination that nondevelopment alternatives for utilization of site value have been reasonably pursued and found to be infeasible, including transfer of development rights or sale of land or rights to the town or other organization having land preservation purposes; or

(2) Upon imposition of a stipulation that no building permit is to be issued under the special permit and no site preparation is to take place until either one hundred twenty (120) days lapse from the date of approval, or a town meeting has earlier acted on a proposal for acquisition of fee or rights over part or all of the premises in question. (formally 174-13.3).

(ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of a one-family house in existence for two (2)years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*
H. Bottling plant.
I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A.	Minimum Lot Area	43,560 square feet.	
B.	Minimum Frontage:	200 feet.	
C.	Minimum Setbacks:	Front:	50 feet.
		Rear:	50 feet.
		Side:	50 feet.
		Other Street:	25 feet.
		If on Route 9:	37.5 feet.
D.	Maximum Height:	45 feet, 3 stories.	
E.	Maximum Floor Area Ratio:	.60	

F. Residential dwellings in the ID District must comply with the standards of the RB District.

, or do or act anything in relation thereto.

MOTION MADE: To amend ARTICLE #46 Section 174-8.6 Industrial Park by revising all use regulations and development standards to match all existing regulations for this district. Further, by inserting a new Section 174-8.7 entitled Industrial District and renumbering all subsequent sections. The use regulations and development standards for the Industrial District reflect no change from existing regulations.

174-8.6 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in The Conservation District.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Newspaper, job printing and publishing.
2. Offices, banks, office building.
3. Wholesale distribution and storage within a building, other than a solid waste transfer station.
4. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto at the maximum density of three (3) employees per acre of lot and with a direct access to an arterial street, as defined by the Town of Southborough Planning Board.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
7. Hospital, nursing home, home for the aged.
8. Private school nursery or kindergarten.
9. Veterinarian, animal hospital, dog kennel.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.
12. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in ccordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9.
		Rear: 50 feet.
		Side: 50 feet.
		Other Street: 50 feet.
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

174-8.7 (ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of a one-family house in existence for two (2)years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*
H. Bottling plant.

I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A.	Minimum Lot Area	43, 560 square feet.
B.	Minimum Frontage:	200 feet.
C.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 25 feet. If on Route 9: 37.5 feet.
D.	Maximum Height:	45 feet, 3 stories.
E.	Maximum Floor Area Ratio:	.60
F.	Residential dwellings in the ID District must comply with the standards of the RB District.	

(2/3 vote required).

MOTION MADE: That the pending motion be amended by striking, from subsection 174-8.2 paragraph B, the uses numbered eleven (11) and twelve (12).

DEFEATED UNANIMOUSLY: (Motion) That the pending motion be amended by striking, from subsection 174-8.2 paragraph B, the uses numbered eleven (11) and twelve (12).

MOTION MADE: To amend Article 46, 174-8.3, Section D, 3, to read:

MINIMUM SIDE SETBACK 15 Feet.

VOTED UNANIMOUSLY: To amend Article 46, 174-8.3, Section D, 3, to read:

MINIMUM SIDE SETBACK 15 feet.

MAIN MOTION (as amended) VOTED UNANIMOUSLY: To amend Article #46 Section 174-8.6 Industrial Park by revising all use regulations and development standards to match all existing regulations for this district. Further, by inserting a new Section 174-8.7 entitled Industrial District and renumbering all subsequent sections. The use regulations and development standards for the Industrial District reflect no change from existing regulations, as follows:

174-8 SCHEDULE OF USE REGULATIONS

No building or structure shall be constructed and no building, structure or land, or part thereof, shall be used for any purpose or in any manner other than for one (1) or more of the uses hereinafter set forth as permitted in the district in which such building, structure or

land is located, or set forth as permissible by special permit in said district and so authorized.

Further, no building shall be constructed and no building, structure or land, or any part thereof, shall be used and no lot shall be changed in size or shape, unless in conformity with the dimensional regulations set forth for each district.

The following notes apply to all districts:

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in Section 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial Park District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by special permit, allow several different uses if otherwise permitted in the district, or several buildings on the same lot if such uses or buildings are deemed to be compatible, meet the requirements of Section 174-9 and result in improved circulation and land use patterns.

3. For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.1 (C) CONSERVATION DISTRICT

A. USES PERMITTED:

1. Parks, open space, non-commercial recreation, fishing and hunting where legally permitted, wildlife management, and conservation areas.
2. Agriculture, horticulture, floriculture or viticulture, except piggeries and fur farms.
3. Temporary non-residential structures accessory to farming, fishing or similar permitted uses of the land.
4. Signs as permitted under Section 174-11.
5. Roadside stand.

B. USES BY SPECIAL PERMIT:

1. Private garage or parking for more than three (3) cars or one (1) truck or other commercial vehicle.

C. USES PROHIBITED:

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

Note: New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage and land or water conservation, is permissible in the Conservation District.

For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.2 (RA) RESIDENCE A DISTRICT

A. USES PERMITTED

1. All uses permitted in the Conservation District.
2. One family houses.
3. Religious uses, public or nonprofit schools.
4. Public or nonprofit library, museum, art gallery or a similar cultural institution.
5. Town or other government building.
6. Renting of rooms or furnishing of board to not more than four (4) persons by a resident family in a one family house.
7. Mobile home or travel trailer used as a dwelling for thirty (30) days or less in a year.
8. Private garage or parking for not more than three (3) cars or one (1) truck or other commercial vehicle.
9. Customary home occupation.
10. Parking in a garage or out of doors for employees, customers, clients, occupants or students, accessory to a permitted principal use and on the same lot as such use.

B. USES BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one family house in existence for two (2) years or longer to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings if within a major residential development.*
10. Major residential development.*
11. Office-type trailer or mobile home used as business quarters.
12. Private garage or parking for more than three (3) cars or more than one (1) truck or commercial vehicle.

* Special Permit from the Planning Board.

C. PROHIBITED USES

1. All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1.	Minimum lot Area:	43,560 square feet.
2.	Minimum Frontage:	150 feet.
3.	Minimum Setbacks:	Front: 35 feet. Rear: 50 feet; 10 feet for accessory buildings and swimming pools. Side: 25 feet; 10 feet for accessory buildings and swimming pools. Other Street: 35 feet.
4.	Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5.	Maximum Floor Area Ratio:	18

174-8.3 (RB) RESIDENTIAL B DISTRICT

A. USES PERMITTED

Uses permitted in the Residential A (RA) District.

B. USES BY SPECIAL PERMIT

All uses permitted by Special Permit in the Residential A (RA) District.

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	25,000 square feet.
2.	Minimum Frontage:	125 feet.
3.	Minimum Setbacks:	Front: 30 feet. Rear: 35 Feet; 10 feet for accessory buildings and swimming pools. Other Street: 30 feet.
	Minimum Side Setback:	15 feet.
4.	Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5.	Maximum Floor Area Ratio:	.30

Note: Residence C Districts discontinued in 1966, however, lots laid out and recorded in Residence B Districts prior to the discontinuance may be built onto the following dimensions for one-family houses:

Minimum Lot Area:	15,000 square feet
Minimum Frontage:	100 feet
Minimum Setbacks:	Front: 25 feet Rear: 30 feet; 10 feet for accessory buildings and swimming pools Side: 10 feet
Maximum Height:	35 feet or 2.5 stories (one story for accessory buildings)
Maximum Floor Area Ratio:	.45

174-8.4 (BV) BUSINESS VILLAGE DISTRICT

A. PERMITTED USES

1. All uses permitted in the Residential (RA and RB) Districts.
2. Mobile home or travel trailer used as a dwelling or business quarters for thirty (30) days or less in a year.

B. PERMITTED USES UP TO TWO THOUSAND (2,000) SQUARE FEET

1. Retail sales and services which do not involve manufacturing on the premises.
2. Newspaper, job printing and publishing.
3. Offices, banks, office building.
4. Hotel or motel, restaurant.
5. Clinic or medical testing laboratory.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not the general public.

C. PERMITTED USES BY SPECIAL PERMIT FROM THE PLANNING BOARD

1. All uses listed in Section B that are greater than two thousand (2,000) square feet.
2. Major residential development.
3. Multifamily dwellings if within a major residential development.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Multifamily housing for the elderly, owned by a public or a nonprofit community organization.
8. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
9. Place of amusement, commercial recreation facility, theater, motion picture theater.
10. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
11. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
12. Automotive service, gasoline station or repair garage, automotive sales.

D. USE BY SPECIAL PERMIT FROM THE ZONING BOARD OF APPEALS

1. Accessory apartment.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.

E. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

F. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	10,000 square feet.
2. Minimum Frontage:	60 feet.
3. Minimum Setbacks:	Front: 10 feet. If on Route 9: 25 feet. Rear: 35 feet. Side: 10 feet. 25 feet if adjacent to Residential District. Other Street: 10 feet. 25 feet if on Route 9.
4. Maximum Height:	35 feet, 3 stories.

5. Residential dwellings in the Business Village District must comply with RB standards.

Note: Also refer to 174-10.1 Village Business District plan review.

174-8.5 HIGHWAY BUSINESS

A. PERMITTED USES

1. All uses permitted in the Residential Districts.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public

B. PERMITTED USES UP TO 50,000 SQUARE FEET

1. Office-type trailer or mobile home used as business quarters for thirty (30) days or less in a year.
2. Retail sales and services which do not involve manufacturing on the premises.
3. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
4. Newspaper, job printing and publishing.
5. Offices, banks, office buildings.
6. Hotel or motel, restaurant.
7. Clinic or medical testing laboratory.
8. Automotive service, gasoline station or repair garage, automotive sales.

C. USES PERMITTED BY SPECIAL PERMIT

1. All uses allowed in Section B that exceed fifty thousand (50,000) square feet.
2. Accessory apartments.
3. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
8. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
9. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Place of amusement, commercial recreation facility, theater, motion picture theater.
12. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
13. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9.
		Rear: 50 feet.
		Side: 50 feet.
		Other Street: 25 feet; 37.5 feet if on Route 9
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

6. Residential dwellings in Highway Business District must comply with RB District standards.

174-8.6 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in The Conservation District.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Newspaper, job printing and publishing.
2. Offices, banks, office building.
3. Wholesale distribution and storage within a building, other than a solid waste transfer station.
4. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto at the maximum density of three (3) employees per acre of lot and with a direct access to an arterial street, as defined by the Town of Southborough Planning Board.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
7. Hospital, nursing home, home for the aged.
8. Private school nursery or kindergarten.
9. Veterinarian, animal hospital, dog kennel.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.
12. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in ccordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 50 feet.
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

174-8.7 (ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of a one-family house in existence for two (2)years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*

H. Bottling plant.
I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.

J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A.	Minimum Lot Area	43, 560 square feet.
B.	Minimum Frontage:	200 feet.
C.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9.
		Rear: 50 feet.
		Side: 50 feet.
		Other Street: 25 feet.
		If on Route 9: 37.5 feet.
D.	Maximum Height:	45 feet, 3 stories.
E.	Maximum Floor Area Ratio:	.60

F. Residential dwellings in the ID District must comply with the standards of the RB District.

174-8.8 WETLAND AND FLOODPLAIN DISTRICT

The Wetland and Floodplain (WFP) District is considered to be an overlay district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as is otherwise specifically permitted in the Schedule of Use Regulations and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1985. The expansion of accessory structures shall require a special permit from the Board of Appeals, as shall the relocation or new construction of ways and the alteration of watercourses, water bodies and dams. In Wetland and Floodplain Districts fill, earth relocation, new uses and structures or expansions thereof permissible in the underlying district may be permitted by the Board of Appeals by special permit upon referral to the Board of Health, Conservation Commission and Planning Board and a finding that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses and that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the special permit.

174-8.9 (CR) CRITICAL RESOURCE DISTRICT (Added 4/14/86 ATM, Art.38)

1. Purpose. The purpose of the Critical Resource District is to ensure that lands critical to the environmental quality of the Town of Southborough are not physically developed prior to consideration of alternatives to such development.

2. Regulations. Critical Resource Districts, as shown on the Zoning Map, shall be considered to be superimposed over any other district established in this chapter. Land in a Critical Resource District may be used as otherwise permitted in the underlying district, subject to the following.

   (a) No density bonuses as authorized under Section 174-13.2D shall be allowed for development within the Critical Resource District, but land within the district may be used to earn development bonuses for development to be located outside the district through transferring of development rights, as provided by Section 174-13.2D.

   (b) Submittals under Major Residential Development must include a flexible development proposal.

   (c) In acting on Major Residential Development proposals, if the Planning Board determines that neither the basic development proposal before it nor any submitted alternatives can adequately protect scenic views, habitats, fragile natural environments or other critical environmental resources, it shall grant a special permit only either:

      (1) Upon determination that nondevelopment alternatives for utilization of site value have been reasonably pursued and found to be infeasible, including transfer of development rights or sale of land or rights to the town or other organization having land preservation purposes; or

      (2) Upon imposition of a stipulation that no building permit is to be issued under the special permit and no site preparation is to take place until either one hundred twenty (120) days lapse from the date of approval, or a town meeting has earlier acted on a proposal for acquisition of fee or rights over part or all of the premises in question. (formally 174-13.3).

(ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of a one-family house in existence for two (2)years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*
H. Bottling plant.
I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A.	Minimum Lot Area	43,560 square feet.	
B.	Minimum Frontage:	200 feet.	
C.	Minimum Setbacks:	Front:	50 feet.
		Rear:	50 feet.
		Side:	50 feet.
		Other Street:	25 feet.
		If on Route 9:	37.5 feet.
D.	Maximum Height:	45 feet, 3 stories.	
E.	Maximum Floor Area Ratio:	.60	

F. Residential dwellings in the ID District must comply with the standards of the RB District.

(This ARTICLE DISAPPROVED by the Attorney General on June 30, 1992)

ARTICLE 47: To see if the Town will vote to change the zoning of all land currently zoned (I) Industrial to (IP) Industrial Park, eliminate the (I) Industrial District and amend the zoning map accordingly, or do or act anything in relation thereto.

MOTION MADE: That the Town change the zoning of all land currently zoned (I) Industrial to (IP) Industrial Park, eliminate the (I) Industrial District and amend the zoning map accordingly.

AMENDMENT TO MOTION: To amend ARTICLE #47 by including revisions to the Schedule of Use Regulations Section 174-8.6 Industrial Park by combining the current allowable uses in Industrial and Industrial Park into the IP District. Further, to eliminate Section 174-8.7 entitled Industrial District and renumber all subsequent sections, as follows:

174-8.6 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in residential districts.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
2. Place of amusement, commercial recreation facility, theater, motion picture theater.
3. Retail sales and services which do not involve manufacturing on the premises.
4. Retail sales and service involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
5. Newspaper, job printing and publishing.
6. Offices, banks, office building.
7. Hotel, or motel, restaurant.
8. Clinic or medical testing laboratory.
9. Automotive service, gasoline station or repair garage, automotive sales.
10. Wholesale distribution and storage within a building, other than a solid waste transfer station.
11. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto.
12. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.

continued

Continued ART. #47

4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Major residential development.*
7. Multifamily dwellings, if within a major residential development.*
8. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
9. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
10. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

*Special Permit from the Planning Board.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

5. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	43,560 square feet.
2.	Minimum Frontage:	200 feet.
3.	Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 50 feet.
4.	Maximum Height:	45 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.60

MOTION MADE: To LIMIT DEBATE. (2/3 Vote Required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

AMENDMENT to MOTION: DEFEATED by MAJORITY VOTE.

MOTION MADE: To POSTPONE ARTICLE 47 INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE ARTICLE 47 INDEFINITELY.

MOTION MADE: To SUSPEND the RULES; to finish Town Meeting this evening.

VOTED UNANIMOUSLY: To SUSPEND the RULES; To finish Town Meeting this evening.

ARTICLE 48: To see if the Town will vote to accept as a public way Orchard Road described on plans entitled "As-built Plan and Profile of 'Orchard Road' in the Grasslands, a subdivision in Southboro, Mass.," dated September 19, 1988, and revised September 4, 1991 by RIM Engineering Co., Inc., 150 North Main Street, Mansfield, Mass. 02048, or do or act anything in relation thereto.

MOTION MADE: That the Town accept as a public way Orchard Road described on a plan entitled "Plan of Acceptance of Orchard Road within the Grasslands a subdivision in Southborough, MA Scale 1' = 40" April 1, 1992", prepared by RIM Engineering Co., Inc. as laid out by the Board of Selectmen and on file with the Town Clerk, and described as follows:

A Legal Description
of
Orchard Road
an approved way
in
Southboro, Massachusetts

Beginning at a point on the southerly sideline of Flagg Road (said point being a drill hole in a stone wall and being about 70 feet southwest of the southwest end of Strawberry Road), Orchard Road is described as follows:

Counterclockwise along an arc with a radius of 29.15 feet and a length of 41.33 feet to a point of tangency; thence running . . .

S 02-49-00 E for a distance of 556.28 feet to a point of curvature; thence running . . .

Clockwise along an arc with a radius of 133.14 feet and a length of 235.78 feet to a point of tangency; thence running . . .

N 81-21-03 W for a distance of 242.39 feet to a point of curvature; thence running . . .

Counterclockwise along an arc with a radius of 270.00 feet and a length of 83.00 feet to a point of compound curvature; thence running . . .

Counterclockwise along an arc with a radius of 30.00 feet and a length of 33.92 feet to a point of reverse curvature; thence running . . .

Clockwise along an arc with a radius of 60.00 feet and a length of 305.63 feet to a point of reverse curvature; thence running . . .

Counterclockwise along an arc with a radius of 30.00 feet and a length of 26.01 feet to a point of reverse curvature; thence running . . .

Clockwise along an arc with a radius of 310.00 feet and a length of 109.45 feet to a point of tangency; thence running . . .

S 81-21-03 E for a distance of 242.39 feet to a point of curvature; thence running . . .

Counterclockwise along an arc with a radius of 93.14 feet and a length of 164.94 feet to a point of tangency; thence running . . .

N 02-49-00 W for a distance of 550.13 feet to a point of curvature; thence running . . .

Counterclockwise along an arc with a radius of 21.44 feet and a length of 36.96 feet to a point of tangency; thence, reversing direction and running . . .

N 78-24-51 E for a distance of 90.47 feet along the southerly sideline of Flagg Road back to the point of origin.

A Legal Description
of a
Drainage Easement
for
Orchard Road
in
Southboro, Massachusetts

Beginning at a point on the southerly sideline of Orchard Road (said point being 100.5 feet from the beginning of the third course in the above roadway description of Orchard Road), the drainage easement is described as follows:

S 59-05-19 E for a distance of 118.4 feet to a drill hole at a bend in a stone wall; thence running . . .

S 35-41-26 W for a distance of 20.1 feet along the aforementioned stone wall; thence running . . .

N 59-05-19 W for a distance of 121.7 feet to the southerly sideline of Orchard Road; thence running . . .

Counterclockwise along an arc with a radius of 133.14 feet and a length of 20.63 feet along the southerly sideline of Orchard Road to the point of origin.

A Legal Description
of a
Highway Easement
along
Orchard Road
in
Southboro, Massachusetts

Beginning at a concrete bound on the westerly sideline of Orchard Road at station 11+24.34, a 10 foot easement for highway purposes (being adjacent to the westerly sideline of Orchard Road at the twelfth course in the roadway description of Orchard Road) is described as follows:

S 87-11-00 W for a distance of 10.00 feet; thence running . . .

N 02-49-00 W for a distance of 568.20 feet; thence running . . .

Clockwise along an arc with a radius of 21.44 feet and a length of 21.61 feet; thence running . . .

S 02-49-00 E for a distance of 550.13 feet; thence running along sideline of Orchard Road for the last two courses and then back to the point of origin.

NOTE: The above legal descriptions (of Orchard Road and its accompanying drainage easement and highway easement) are shown on a plan entitled "Plan of Acceptance of Orchard Road within The Grasslands a Subdivision in Southboro, MA," dated April 1, 1992, and drafted by RIM Engineering Co., Inc.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 49: To see if the Town will vote to accept a gift of land from William Bresnick and Betty Jo Bresnick being located on the west side of Boston Road (Route 30) at the intersection of New York Avenue (Assessors' Map 48, Parcel 17) being 2.65 acres, more or less, and further described in a Quitclaim Deed from William H. Onthank to William Bresnick et ux (Plan Book 206, Plans 10 & 11), described in "Plan of Land in Southborough, Mass. Owned by William H. Onthank", dated May 10, 1955, by McCarthy Engineering Service, Inc., or do or act anything in relation thereto.

MOTION MADE: That the Town accept a gift of land from William Bresnick, Betty Jo Bresnick, Garen Bresnick and Barry Bresnick, joint tenants, being located on the west side of Boston Road (Route 30) at the intersection of New York Avenue (Assessors' Map 48, Parcel 17) being 2.65 acres, more or less, and further described in a Quitclaim Deed from William H. Onthank to William Bresnick et ux (Plan Book 206, Plans 10 & 11), described in "Plan of Land in Southborough, Mass. Owned by William H. Onthank", dated May 10, 1955, by MacCarthy Engineering Service, Inc., and described as follows:

First Parcel:

Beginning at the intersection of a wall at Framingham Road at the northeasterly corner of the grantors premises; thence by a curved line 193.89 feet with a radius of 791.14 feet to a Massachusetts Highway Bound; thence, South 42° 08' 37" West, by said road, 106.11 feet to other land of the grantor; thence, North 47° 12' 08" West, 208.49 feet to a corner; thence, by other land of the grantor; North 06° 29' 41" East, 391.73 feet to a corner; thence, by still other land of the grantor, North 42° 44' 26" East, 90.75 feet to a wall at land of Brewer; thence, by land of said Brewer, along said wall, South 34° 42' 59" East, 56.21 feet and South 32° 08' 14" East, 371.36 feet to Framingham Road and the point of beginning.

Said parcel contains 2.65 acres and is shown on "Plan of Land in Southborough, Mass. Owned by William H. Onthank", dated May 10, 1955, by MacCarthy Engineering Service, Inc., to be recorded herewith.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 50: To see if the Town will vote to accept Section 59 of Chapter 33 of Massachusetts General Laws "No Loss of Pay or Vacation to State, Municipal, etc., Employees in Armed Forces, When on Duty"' or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 51: To see if the Town will vote to accept Section 123 of Chapter 138 of the Acts of 1991 of Massachusetts General Laws (Adding G.L. Ch. 40, S. 22F) "Setting Municipal Fees & Charges", or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 52: To see if the Town will vote to accept "An Act Providing Option Early Retirement Program for Municipal Employees", or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 53: To see if the Town will vote to accept "An Act Providing Option Early Retirement Program for School employees), or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 54: To see if the Town will vote to restrict the placement of any permanent structure or fencing on existing Town Parks (Mooney Field, Choate Field, Fayville Field) that will prohibit the use of these parks as general open playgrounds for all citizens of all ages, or do or act anything in relation thereto.

MOTION MADE: That the Town restrict the placement of any permanent structure or fencing on existing Town Parks (Mooney Field, Choate Field, Fayville Field) that will prohibit the use of these parks as general open playgrounds for all citizens of all ages.

AMENDMENT to MOTION: That the Town restrict the placement of any permanent structure or fencing on existing Town Parks (Mooney Field, Choate Field, Fayville Field) that will prohibit the use of these parks as general open playgounds for all citizens of all ages, until a Recreational Master Plan is devised and approved by town may vote that reflects the wants and needs of our town, and proposes future locations for facilities and incorporates appropriate trafficking, parking, health and environmental considerations for these locations."

I would suggest that the Master Plan be formulated by a variety of citizens representing differing interests and age groups, and that either representation or consultations with Conservation Commission, Highway Department, Planning Board, Board of Health or whomever might be necessary to advise the committee about environmental, trafficking, health and aesthetic issues in establishing locations for proposed sites should be insisted upon.

THE ABOVE AMENDMENT TO MOTION and addition, goes beyond the original intent and scope of the ARTICLE.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

(continued)

(continued, Article 54)

PASSED by the following HAND COUNT VOTE: YES: 63 NO: 58 That the Town restrict the placement of any permanent structure or fencing on existing Town Parks (Mooney Field, Choate Field, Fayville Field) that will prohibit the use of these parks as general open playgrounds for all citizens of all ages.

ARTICLE 55: To see if the Town will vote to accept a gift of land from C.R.E. Holdings, Inc. to Southborough Conservation Commission and described as Parcels A, B, and C on a plan entitled "Modification of a Definite Subdivision Plan 'Liberty Estates' Southborough, Mass., Prepared for: C.R.E. Holdings, Inc. dated June 24, 1991 and recorded with the Worcester Registry of Deeds in Plan Book 652, Plan 103, or do or act anything in relation thereto.

MOTION MADE: That the Town accept a gift of land from C.R.E. Holdings, Inc. to Southborough Conservation Commission and described as Parcels A, B, and C on a plan entitled "Modification of a Definite Subdivision Plan 'Liberty Estates' Southborough, Mass., Prepared for: C.R.E. Holdings, Inc. dated June 24, 1991 and recorded with the Worcester Registry of Deeds in Plan Book 652, Plan 103, and described as follows:

PARCEL A:

A certain parcel of land shown as "Parcel A" on a plan entitled "Modification of a Definite Subdivision Plan 'Liberty Estates' Southborough, Mass., Prepared for: C.R.E. Holdings, Inc., Property of: C.R.E. Holdings, Inc.", prepared by Metrowest Engineering, Inc., dated June 24, 1991, recorded with the Worcester Registry of Deeds in Plan Book 652, Plan 103 (the "Plan"), being bounded and described as follows:

Westerly by Liberty Drive, as shown on the Plan, Two Hundred Eighty-One and 43/100 (281.43) feet; Northwesterly by Lot 119, as shown on the Plan, Two Hundred Eighty-Two and 75/100 (282.75) feet; Westerly by Lot 119, as shown on the Plan, Two Hundred Seventeen and 70/100 (217.70) feet; Northerly by Lots 118 and 119, as shown on the Plan, Six Hundred Thirty-One and 95/100 (631.95) feet; Easterly by Lot 116, as shown on the Plan, Two Hundred One and 27/100 (201.27) feet; Northerly by Lot 116, as shown on the Plan, Two Hundred Sixty-Nine and 55/100 (269.55) feet; Easterly by Constitution Drive, as shown on the Plan, One Hundred Ten and 00/100 (110.00) feet; Southerly by Lot 83, as shown on the Plan, Two Hundred Twenty-Two and 12/100 (222.12) feet; Easterly by Lots 83 and 84, as shown on the Plan, Two Hundred Thirty-Five and 00/100 (235.00) feet; Northerly by Lot 84, as shown on the Plan, Two Hundred Six and 97/100 (206.97) feet; Southeasterly by Constitution Drive, as shown on the Plan, Five Hundred Fifty-Five and 95/100 (555.95) feet; Southerly by Southville Road, as shown on the Plan, One Hundred Fifty-Nine and 61/100 (159.61) feet; Westerly by land now or formerly of Michael and Rachel Quinn, as shown on the Plan, Eighty and 95/100 (80.95) feet; Southwesterly by land now or formerly of Michael and Rachel Quinn and of Peter Denial, Three Hundred Fifty-Eight and 86/100 (358.86) feet; Southeasterly by land now or formerly of James and Edith Rice, as shown on the Plan, One Hundred Twenty-Six and 28/100 (126.28) feet; and Southerly by land now or formerly of Joseph Moynihan, of OK Kyung and David V. Kim, of Gerald and Kathleen Wilfret and of Paul and Maureen Sullivan, as shown on the Plan, Five Hundred and 00/100 (500.00) feet.

Containing 718,769 square feet, more or less, all according to the Plan.

PARCEL B:

A certain parcel of land shown as "Parcel B" on the Plan, being bounded and described as follows:

Easterly and Northeasterly by Liberty Drive, as shown on the Plan, Seven Hundred Fifty and 39/100 (750.39) feet; Northerly by Lot 57, as shown on the Plan, Two Hundred Seventy-Three and 88/100 (273.88) feet; Southwesterly by land now or formerly of Mac Rich Realty Construction Corp., as shown on the Plan, Three Hundred Forty-Four and 15/100 (344.15) feet; Southwesterly and Westerly by land now or formerly of Vale Terrace Realty Trust, as shown on the Plan, Six Hundred and 00/100 (600.00) feet; Southwesterly by Southville Road, as shown on the Plan, Nineteen and 00/100 (19.00) feet; Easterly by land now or formerly of Aldona Charbonnier, as shown on the Plan, One Hundred Fifty-Two and 80/100 (152.80) feet; Southwesterly by land of said Charbonnier, as shown on the Plan, One Hundred Thirty-Six and 84/100 (136.84) feet; Southeasterly by land now or formerly of Melinda Realty Trust, as shown on the Plan, Ninety-Nine and 70/100 (99.70) feet; and Southwesterly by land of said Melinda Realty Trust, as shown on the Plan, One Hundred Nine and 52/100 (109.52) feet.

Containing 194,349 square feet, more or less, all according to the Plan.

PARCEL C:

A certain parcel of land shown as "Parcel C" on the Plan, being bounded and described as follows:

Southwesterly by Liberty Drive, as shown on the Plan, Five Hundred Sixty-Seven and 74/100 (567.74) feet; Northerly by Lots 115, 99, 100, and 101, as shown on the Plan, Six Hundred Seventy-Nine and 30/100 (679.30) feet; Easterly by Lot 118, as shown on the Plan, Two Hundred Seventy-Five and 00/100 (275.00) feet; Southerly by Lot 119, as shown on the Plan, Two Hundred Thirty-Five and 75/100 (235.75) feet; Southeasterly by Lot 119, as shown on the Plan, Two Hundred Sixteen and 41/100 (216.41) feet; and Southeasterly by Lot 119, as shown on the Plan, Two Hundred Twenty-Two and 58/100 (222.58) feet.

Containing 236,168 square feet, more or less, all according to the Plan.

Said Parcels A, B and C (collectively, such Parcels shall be hereinafter referred to as the "Premises") are conveyed together with the right to use the streets and ways as shown on the Plan for all purposes for which streets or ways are commonly used in the Town of Southborough. The fee in and to the ways bounding on the Premises as shown on the Plan, is excluded from the Premises hereby conveyed.

Also, together with a right to pass and repass between Parcels A and C, by foot only, over that portion of Lots 118 and 119 designated on the Plan as "Prop. 25' Wide Pedestrian Easement", such pedestrian easement to be appurtenant to said Parcels A and C.

Parcel B is conveyed together with a grading easement over that portion of Lot 57 designated "25' Wide Grading Easement" on the Plan.

Grantor reserves unto itself, its successors and assigns, as shown on the Plan: (i) a slope easement over that portion of Parcel A along Constitution Drive designated as "20' Wide Slope Easement"; (ii) a slope easement over that portion of Parcel A along Liberty Drive designated as "20' Wide Slope Esmt"; (iii) a driveway and utility easement over that portion of Parcel A along Lot 119 designated as "30' Wide Driveway & Utility Easement", which easement shall be appurtenant to said Lot 119 and shall be used for the purposes of installation, maintenance, repair and replacement of a driveway and utilities to service Lot 119; (iv) a utility easement over that portion of Parcel C designated as "50' Wide Utility Easement" for purposes of the installation, maintenance, repair and replacement of utilities servicing the Subdivision Premises (as hereinafter defined) or any portion thereof; (v) a slope easement over that portion of Parcel C along Liberty Drive shown as "20' Wide Slope Easement"; (vi) a slope easement over that portion of Parcel B along Liberty Drive shown as "20' Wide Slope Easement"; and (vii) a drainage easement and right to flow over and onto Parcel A for the purposes of discharging and disposing of the stormwater run-off and drainage from the land shown on the Plan as Lots 19A, 20, 21, 22, 23, 24A, 25A, 26A, 27, 28, 29, 112, 32, 33, 113, 36, 37A, 38A, 39, 40, 41, 42, 43, 44A-1, 46, 47A, 48A, 49, 50, 51, 114, 54, 55, 56, 57, 115, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 86, 87, 117, 118, 119, 116, 83, 84, 109, 110, and 111, Parcels A, B and C and Liberty Drive, Constitution Drive, Adams Circle and Wentworth Drive (collectively, such lots, parcels and ways shall be hereinafter referred to as the "Subdivision Premises"). Such drainage easement and right to flow shall include without limitation: (a) the right to install, maintain, repair and replace all necessary drainage infrastructure, including without limitation pipes, manholes, catchbasins, ponds, ditches and swales; (b) the right to complete all work required and encompassed by Order of Conditions issued by the Southborough Conservation Commission recorded with the Worcester District Registry of Deeds in Book 12640, Page 288; and (c) a right to access in, on and over Parcel A for the purpose of exercising the rights reserved pursuant to this clause (vii). The slope easements reserved in clauses (i), (ii), (v) and (vi) shall be used for sloping and grading purposes in connection with the construction, maintenance, repair and replacement of the streets and ways shown on the Plan and shall be appurtenant to the street or way which each easement area abuts. The drainage easement and right to flow reserved pursuant to said clause (vii) and the utility easement reserved in clause (iv) shall be for the benefit of and appurtenant to the Subdivision Premises.

Subject to any and all rights and easements shown on the Plan and a plan prepared by Metrowest Engineering, Inc. dated June 23, 1987 recorded with said Registry in Book 588, Plan 91.

Subject to Protective Covenants dated May 10, 1991 recorded with said Registry in Book _____, Page _____.

Subject to a utility easement to Massachusetts Electric Company dated March 16, 1987 recorded with said Registry in Book 10325, Page 198.

Subject to an underground pipeline easement to Shell Oil Company dated August 25, 1939, recorded with Worcester District Registry of Deeds, Book 2757, Page 5 as affected by Agreement Partially Releasing and Amending Pipeline Easement dated March 23, 1987 which is recorded with said Deeds, Book 10373, Page 93.

Subject to Value Box Easement to Shell Oil Company dated July 30, 1940, recorded with said Deeds, Book 2790, Page 564.

Said conveyance is further subject to any and all easements and restrictions of record.

The Premises are conveyed subject to a restriction that they shall remain in their natural state in perpetuity and may be used only for passive recreational purposes, including, but not limited to, the construction of a soccer field with accompanying improvements on Parcel B, provided that said restriction shall not restrict and/or interfere with the rights reserved by the Grantor herein or easement and restriction rights of record. This restriction shall be for the benefit of and appurtenant to the Subdivision Premises.

This transfer is made pursuant to paragraph 7 of a Subdivision Modification Agreement dated September 9, 1991, recorded with the Worcester District Registry of Deeds on October 10, 1991, as Instrument No. 89148 (the "Modification").

MOTION (as stated above) VOTED UNANIMOUSLY.

ARTICLE 56: To see if the Town will authorize the Board of Assessors to use free cash in the town treasury, and if so, what sum for the purpose of reducing the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1992 and ending June 30, 1993, or do or act anything in relation thereto.

MOTION MADE: That the Town authorize the Board of Assessors to use free cash in the Town Treasury in the amount of $15,000.00 to reduce the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1992 and ending June 30, 1993.

VOTED UNANIMOUSLY: That the Town authorize the Board of Assessors to use free cash in the Town Treasury in the amount of $15,000.00 to reduce the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1992 and ending June 30, 1993.

MOTION MADE: To TAKE FROM TABLE, ARTICLE 15.

VOTED UNANIMOUSLY: To TAKE FROM TABLE, ARTICLE 15.

ARTICLE 15: To see if the Town will vote to raise and appropriate, or transfer from available funds and appropriate, a sum of money to be deposited in the Stabilization Fund to be held and administered in accordance with the provisions of M.G.L. Chapter 40, Section 5B, or do or act anything in relation thereto.

MOTION MADE: That the Town Transfer from FREE CASH $471,518.00 to be deposited in the Stabilization Fund to be held and administered in accordance with the provisions on M.G.L. Chapter 40, Section 5B.

MOTION (as stated above) VOTED UNANIMOUSLY.

At 11:55 P.M. on Tuesday, April 14, 1992, it was MOVED and UNANIMOULSY VOTED to DISSOLVE the ANNUAL TOWN MEETING of April 13, 1992 and the ADJOURNED SESSION of April 14, 1992.

A true copy:
Attest: Paul J Berry

PAUL J. BERRY, TOWN CLERK (TOWN SEAL)

At the Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Monday, April 12, 1993 at 7:00 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 voters = quorum, (272) Voters were present).

Checkers: Janet M.E. Mattioli Lidia A. Kiley
Susanne S. Dumont Lois W. Denman

The Meeting was called to order at (7:35 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Richard E. Noble	48 Main Street
Kirk A. Carter	53 Deerfoot Road
Peter J. Aspesi	57 Central Street
Paul R. Maffei	23 Overlook Drive

A moment of silence was observed in memory of those people who have served the Town in the past:
Gertrude M. Phaneuf, Fred J. Sanchioni, Joseph F. Prior, Edith G. Sinclair, Joseph Mauro, Lawrence E. Tucker, Edwin D. McMeen, Gunnar V. Johnson, C.J. Montgomery Hofer, Catherine Gralton and George A. Labarre.
The Colors were presented by the Girl Scouts.

Moderator Wilson had requests from the following non-voters to attend the Annual Town Meeting:

Robert Melican, Assistant Superint., Algonquin Regional High School.
Carlene Hempel, Middlesex News.
Laurie Sugarman-Whittier, Youth Commission.
Ellen Piontek, Youth Commission.
Joseph Aczel, Southboro Villager.
Dennis DiSalvo, Superintendent of Southborough Schools.

There being no objections from the floor, it was Voted to allow the above non-voters to remain.

The boundaries of the Hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting public).

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for the Annual Town Meeting by the Constable.

It was Voted Unanimously to waive the reading of the Warrant.

John A. Lundblad, 85 Main Street, was sworn-in as Acting Moderator by Town Clerk, Paul J. Berry.

ARTICLE 1: To hear the reports of the various Town Officers and Committees and to take such action thereon as the Town may vote.

Paul Maffei, Chairman of the Capital Budget Planning Committee spoke on behalf of said Committee.
Advisory Committee Chairman, Raymond Grenier read his report.

VOTED UNANIMOUSLY: To accept the reports of the various Town Officers and Committees as read.

ARTICLE 2: To see if the Town will vote to fix for the fiscal year beginning July 1, 1993 and ending June 30, 1994, the annual salary and compensation, of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	24.00	Assessors (3)	1,455.00
Town Clerk	9,700.00	School Committee (5)	485.00
Selectmen (3)	2,910.00	Board of Health (3)	437.00

, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate $15,011.00 for the fiscal year beginning July 1, 1993 and ending June 30, 1994, the annual salary and compensation of elective officers of the Town as provided by Section 108 of Chapter 41 of the General Laws, as amended:

Moderator	24.00	Assessors (3)	1,455.00
Town Clerk	9,700.00	School Committee (5)	485.00
Selectmen (3)	2,910.00	Board of Health (3)	437.00

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 3: To see if the Town will vote to accept any sum of money from St. Mark's School, Fay School, Harvard Medical School New England Regional Primate Research Center, Harvard Community Health Plan, L'Abri Fellowship, The New England Center for Autism, and any other contributor and deposit same amount in Estimated Receipts Account, and determine what disposition shall be made of the same, if accepted, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 4: To see if the Town will vote to authorize the Town Treasurer, with the approval of the Selectmen, to borrow from time to time in anticipation of revenue of the financial year beginning July 1, 1993 in accordance with the provisions of General Laws, Chapter 44, and to issue a note or notes as may be given for a period of less than one year in accordance with General Laws, Chapter 44, Section 17, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 5: To hear the report of the Capital Budget Planning Committee, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 6: To see if the Town will vote to delete Personnel Salary Administration Plan, Section 22. "Position Classes, Salary, Wage and Miscellaneous Schedule" of Chapter 31 of the Code of the Town of Southborough, and insert in its place the following:

SECTION 22. POSITION CLASSES, SALARY, WAGE AND MISCELLANEOUS SCHEDULE

SCHEDULE A

CLASS	GRADE
Page, Library	3
Clerk, Library	5
Clerk, Recreation	5
Maintenance Custodian	5
Building Dept. Secretary (part time)	7
Secretary I, Town Committee	8
Police Dispatcher (part time)	8
Library Assistant	8
Reserve Police Officer (part time)	9
Animal Control Officer	10
Administrative Secretary, Conservation Commission	10
Prevention Coordinator, Youth Commission	12
Tree Warden	12
Program Director, Recreation Commission	13
Cemetery Superintendent	13
Town Accountant	15
Agent, Board of Health	15
Youth Director, Youth Commission	15
Building Inspector	16
Assistant Assessor/Appraiser	16
Treasurer/Collector	16
Librarian	16
Water Superintendent	16
Town Planner	18
Highway Superintendent	18
Administrative Assistant	20
Police Chief	20
Fire Chief	20

SCHEDULE B SALARY SCHEDULE

GRADE	STEP 1	STEP 2	STEP 3	STEP 4	STEP 5	STEP 6
20	45,240	47,173	49,108	51,121	53,217	55,400
19	42,678	44,502	46,329	48,229	50,205	52,264
18	40,261	41,984	43,707	45,496	47,364	49,307
17	37,982	39,608	41,232	42,921	44,682	46,516
16	35,499	37,015	38,535	40,116	41,760	43,471
15	32,869	34,275	35,680	37,143	38,666	40,251
14	30,155	31,446	32,733	34,077	35,474	36,928
13	27,411	28,586	29,758	30,978	32,248	33,571
12	24,696	25,754	26,809	27,909	29,052	30,244
11	11.41	11.90	12.39	12.91	13.42	13.98
10	10.31	10.74	11.19	11.64	12.11	12.61
9	9.72	10.14	10.55	10.98	11.42	11.90
8	9.25	9.66	10.06	10.46	10.89	11.33
7	8.83	9.20	9.57	9.95	10.36	10.78
6	8.42	8.77	9.11	9.49	9.89	10.29
5	7.98	8.34	8.67	9.03	9.39	9.79
4	7.61	7.94	8.27	8.60	8.95	9.32
3	7.26	7.56	7.87	8.19	8.53	8.87

Longevity Pay For Full-Time Continuous Employment
20 Hours or More

After 5 years	$375 per annum
After 10 years	$475 per annum
After 15 years	$575 per annum
After 20 years	$625 per annum
After 25 years	$675 per annum
After 30 years	$825 per annum

(Cont.)

(Cont., Article 6.)

SCHEDULE C
MISCELLANEOUS PUBLIC SAFETY COMPENSATION (NOT COVERED BY COLLECTIVE BARGAINING)

FIRE DEPARTMENT	Brush & Forest Fire Hourly	Annual Call Pay
Call Deputy Fire Chief	15.64	$1,886.73
Call Fire Captain	12.33	1,144.22
Call Fire Lieutenant	11.05	957.56
Call Fire Fighter 1	9.75	770.91
Call Fire Fighter 2	4.89	386.82

When a call fire fighter works in place of a permanent fire fighter he is reimbursed on an hourly basis equal to the first step of a permanent fire fighter.

SCHEDULE D **MISCELLANEOUS COMPENSATION SCHEDULE**

General Group

Arts Center Director.....(Annual) 8,123.05
Animal Inspector (P.T.).....(Annual) 762.00
Civil Defense Director.....(Annual) 675.49
Civil Defense Clerk.....(Annual) 93.06
Clerk, Board of Registrars (P.T.).....(Annual) 1,347.08
Election Warden (P.T.).....(Hourly) 7.73
Election Worker (P.T.).....(Hourly) 6.61
Registrar of Voters (P.T.).....(Annual) 169.07
Slaughtering Inspector (P.T.).....(Annual) 505.83
Town Counsel (P.T.).....(Annual) (plus fees) 1,401.18
Veterans' Agent and
Director of Veterans' Services.....(Annual) 6,067.27 - 6,739.44 - 7,411.63 - 8,086.53
Summer Program Assistant, Youth Commission.....(Hourly) 7.10
Seasonal Laborer.....(Hourly) 5.67 - 5.84 - 5.99
Library Page (P.T.).....(Hourly) 5.67 - 5.84 - 5.99
Playground Supervisors.....(Hourly) 7.97 -11.17
Playground Aides.....(Hourly) 4.01
Swimming Director.....(Hourly) 12.76 - 15.97
Swimming Instructors.....(Hourly) 6.39 - 11.17
Swimming Aide.....(Hourly) 4.01 - 6.39
Tennis Coordinator.....(Annual) 398.99
Tennis Instructor.....(Annual) 398.99
Skating Aide.....(Hourly) 7.97
Wiring Inspector.....(Annual) 9,467.42
Sealer of Weights & Measures.....(Annual) 676.85

or do or act anything in relation thereto

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 7: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, or borrow and appropriate, a sum of money to purchase computer hardware and software, and services thereto, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $95,000.00 to purchase computer hardware and software, and services thereto.

MOTION (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 8: To see if the Town will vote to raise a sum of money not to exceed the sum of $11,030,648.00 as may be necessary, for the Town's use, and make appropriations of the same; or do or act anything in relation thereto.

MOTION MADE: To TABLE Article 8, to be the first Article acted upon at the Adjourned Session of Tuesday, April 13, 1993.

PASSED by MAJORITY VOTE: To TABLE Article 8, to be the first Article acted upon at the Adjourned Session of Tuesday, April 13, 1993. (See page (13) of this TRANSCRIPT for the VOTE on ARTICLE 8).

ARTICLE 9: To see if the Town will vote to transfer to Surplus Revenue Account (Excess and Deficiency) a sum of money, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer to Surplus Revenue Account (Excess and Deficiency) the following sums of money:

Telephone System	$ 98.57
Town Hall Septic	5,007.01
Neary Gym Floor	5,144.00
TOTAL:	$ 10,249.58

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 10: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,250.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,250.00 to defray expenses of the Memorial Day exercises. Observance exercises are to be under the auspices of the Bagley-Fay Post No. 161 American Legion, and Choate Post No. 3276, Veterans of Foreign Wars.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 11: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $276,009.18 for the fiscal year beginning July 1, 1993 and ending June 30, 1994 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $276,009.18 for the fiscal year beginning July 1, 1993 and ending June 30, 1994 to pay a portion of the expense of the Worcester County Retirement System, of which the Town is a member, and as required by the Worcester County Commissioners.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 12: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $5,000.00 for the purpose of funding Greater Marlborough Alcoholism Referral Center, a nonprofit drop-in center, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $2,500.00 for the purpose of funding Greater Marlborough Alcoholism Referral Center, a nonprofit drop-in center.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 13: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate the sum of $110,000.00 for the maintenance of town roads, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $110,000.00 for the maintenance of town roads.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 14: To see if the Town will vote to transfer from available funds and appropriate a sum of money in anticipation of reimbursement from the Commonwealth for Chapter 90 highway improvements, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from available funds and appropriate the sum of $140,659.00 in anticipation of reimbursement from the Commonwealth for Chapter 90 highway improvements.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 15: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate a sum of money for the purpose of purchasing Public Works equipment, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $50,000.00 for the purpose of purchasing Public Works equipment, specifically snow-related equipment for the conversion of an existing dump truck, one leaf vacuum and one commercial lawn mower.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 16: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of cleaning and painting the Oak Hill Road water tank, or do or act anything in relation thereto.

MOTION MADE: That the Town transfer from Water Surplus and appropriate the sum of $107,000.00 for the purpose of cleaning, painting and related work at the Oak Hill Road water tank.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 17: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of providing planning, engineering and design of public works facilities, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $21,000.00 and transfer the sum of $9,000.00 from Water Surplus and appropriate, for a total of $30,000.00 for the purpose of providing planning, engineering, design and review of various design alternatives for Public Works facilities.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 18: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate or borrow and appropriate a sum of money for the purpose of providing preliminary engineering in relation to the development of a closure plan for the former Parkerville Road landfill, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $15,000.00 for the purpose of providing preliminary engineering in relation to the development of a closure plan for the former Parkerville Road landfill.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 19: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate a sum of money to be used for the purpose of hiring an attorney specializing in labor negotiations to negotiate contracts with the various bargaining units as the agent of the Town under the direction of the Board of Selectmen, Advisory Committee, and the Personnel Board, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 20: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate $30,000.00 to acquire two new four-door full-size sedan police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $30,000.00 to acquire two new four-door full-size sedan police cruisers and authorize the Selectmen to sell, turn in or otherwise dispose of two used police vehicles.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 21: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate the sum of $17,700.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $17,700.00 to be used for expenses incurred from a private audit of the Town's financial officers to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts.

AMENDMENT to MOTION: To change the word "officers" to "offices".

VOTED UNANIMOUSLY: To change the word "officers" to "offices".

MOTION, as AMENDED VOTED UNANIMOUSLY: That the Town raise and appropriate the sum of $17,700.00 to be used for expenses incurred from a private audit of the Town's financial offices to be carried out by a private firm which meets the standards of the Commonwealth of Massachusetts, Bureau of Accounts.

ARTICLE 22: To see if the Town will vote to raise and appropriate the sum of $3,145.00 for the purpose of aiding in the funding of the MetroWest Planning Office, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $3,145.00 for the purpose of aiding in the funding of the MetroWest Planning Office.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 23: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate, the sum of $1,000.00, or any other sum, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,000.00, to be expended under the direction of the Heritage Day Committee for the purpose of paying the necessary costs associated with the Heritage Day celebration and the Heritage Day parade.

MOTION:(as stated above) VOTED UNANIMOUSLY.

ARTICLE 24: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate, a sum of money for the purpose of maintenance of equipment, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,000.00 for the purpose of maintenance of equipment.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 25: To see if the Town will vote to raise and appropriate or transfer from any of its available funds and appropriate a sum of money for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as a result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $1,500.00 for the purpose of establishing a fund to be used to pay the Town's share of casualty and other losses incurred to Town property and equipment which are not covered by insurance policies, and/or which has been destroyed or damaged as result of accident or casualty, for which a third party is liable and for which the Town is entitled to be reimbursed from damages caused as a result of such accident or casualty.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 26: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, a sum of money for the purpose of purchasing one Type I Ambulance for the Fire Department, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $63,000.00 for the purpose of purchasing and equipping one Type I Ambulance for the Fire Department.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 27: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, the sum of $24,870.00 for the purpose of purchasing twelve (12) self-contained breathing apparatus for the Fire Department, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $24,870.00 for the purpose of purchasing twelve (12) self-contained breathing apparatus and six (6) spare tanks for the Fire Department.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 28: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, the sum of $16,000.00 for the purpose of hiring a consultant to study and review all radio systems and to purchase two new radio base stations for the Police and Fire Departments as part of the Central Dispatch changeover, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $10,000.00 for the purpose of hiring a consultant to study and review all radio systems and to purchase one new radio base station for the Police as part of the Central Dispatch changeover.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 29: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, or borrow and appropriate, the sum of $30,000.00 for the purpose of purchasing Dispatch equipment, consoles and associated items for the Police Station to update and prepare for the Enhanced 911 system, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 30: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate a sum of money for the expressed purpose of making capital improvements (asphalt resurfacing) at the Finn and Woodward Schools during Fiscal Year 1994, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $60,000.00 for the expressed purpose of making capital improvements (asphalt resurfacing) at the Finn and Woodward Schools during Fiscal Year 1994.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 31: To see if the Town will vote to raise and appropriate or transfer from any available funds and appropriate or borrow and appropriate a sum of money for the expressed purpose of making capital improvements (asbestos removal) at the Woodward School during Fiscal Year 1994, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $30,000.00 for the expressed purpose of making capital improvements (asbestos removal) at the Woodward School during Fiscal Year 1994.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 32: To see if the Town will vote to raise and appropriate or transfer from any avaiable funds and appropriate or borrow and appropriate, a sum of money for the expressed purpose of making capital improvements (replacement of student furniture) at the Finn and Woodward Schools during Fiscal Year 1994, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $6,500.00 for the expressed purpose of making capital improvements (replacement of student furniture) at the Finn and Woodward Schools during Fiscal Year 1994.

MOTION: (as stated above) VOTED UNANIMOUSLY.

A TRIBUTE by Acting Moderator John A. Lundblad, to Norman A. Clement, Chairman of the Southborough School Committee, for his fifteen years of devoted service as an Elected Member of said School Committee. Mr. Clement chose not to run as a Candidate in the upcoming Town Election.

ARTICLE 33: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, the sum of $11,000.00 to remove the old flag pole at the Town House, purchase and install a new 80 foot white fiberglass flagpole with internal halyard system, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 34: To see if the Town will vote to raise and appropriate, or transfer from available funds and appropriate, a sum of money to purchase voting booths, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $2,500.00 to purchase voting booths.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 35: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate, a sum of money to do a complete facility plan for the Town of Southborough which will study a wide range of sewage treatment alternatives available to the Town, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $45,000.00 to do a complete facility plan for the Town of Southborough which will study a wide range of sewage treatment alternatives available to the Town.

MOTION MADE: To LIMIT DEBATE. (2/3 vote required)

VOTED UNANIMOUSLY: To LIMIT DEBATE.

MOTION: (as stated above) DEFEATED by MAJORITY VOTE.

ARTICLE 36: To see if the Town will vote to raise and appropriate or transfer from available funds and appropriate the sum of $10,000.00 for the purpose of conducting a Hazardous Waste Day, or do or act anything in relation thereto.

MOTION MADE: That the Town raise and appropriate the sum of $10,000.00 for the purpose of conducting a Hazardous Waste Day.

MOTION: (as stated above) PASSED by MAJORITY VOTE.

ARTICLE 37: To see if the Town will vote to renew a **revolving** fund established under Chapter 44, Section 53 ½, "An Act Authorizing Cities and Towns to Establish Certain Revolving Funds", a revolving fund for the purpose of funding the inspection services for the Sealer of Weights and Measures, plumbing and wiring. All receipts received for the services provided by the above-mentioned departments shall be credited to this account up to the amount of $22,000.00. The Town Accountant will authorize expenditures from this revolving fund, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY.

ARTICLE 38: To see if the Town will vote to raise and appropriate, transfer from available funds and appropriate, a sum of money for part-time inspection services, Sealer of Weights and Measurers, plumbing and wiring, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 39: To see if the Town will vote to amend its Zoning By-Law to provide a minimum "buffer zone" between a residential district and an Industrial Park District by inserting subsection V.6 (or other appropriate subsection), entitled BUFFER ZONES, as follows:
BUFFER ZONES: Any lot in an Industrial Park District and bounded by a Residential A (RA) or Residential B (RB) District shall have no burning, erection of buildings, towers, or signs and no earth removed, filling, dumpimg, storage, parking nor destruction of natural growth within 150 feet of the RA or RB District.

, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 40: To see if the Town will vote to amend the Zoning Code of the Town of Southborough by changing the following described areas from Residence A District to Conservation District, as follows:

Land bordering Break Neck Hill Road on the west and Woodland Road on the east, Map 29, Parcel 28A of the Southborough Assessors' records (the Town Orchard) being 87.69 acres, more or less; land bordering Woodland Road on the west and Walnut Drive on the east, Map 22, Parcel 3A, and Map 23, Parcel 8, of the Southborough Assessors' records (known as the Town Forest) being 41.0 acres, more or less. Further, to change the following described area from Residence B District to Conservation District, land north of Oregon Road bordering the Massachusetts Turnpike, Map 23, Parcel 6, of the Southborough Assessors' records being 13.5 acres, more or less.

All parcels are currently owned by the Town of Southborough, or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by the following HAND COUNT
VOTE: YES: 116
NO: 02.

CHALLENGE from the floor of a QUORUM (150 Voters=quorum).

HAND COUNT VOTE taken as follows: Present (136) Voters, there was not a Quorum present.

At (11:04 p.m.) on Monday, April 12, 1993 it was Moved and Unanimously Voted to ADJOURN the April 12, 1993 Annual Town Meeting to Tuesday, April 13, 1993 at 7:30 P.M.

A true copy:
Attest: Paul J Berry
PAUL J. BERRY, TOWN CLERK

At the Adjourned Annual Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA., on Tuesday, April 13, 1993 at 7:30 p.m. the following Articles were voted upon in a legal manner. There was a quorum present, (150 Voters=quorum (197) Voters were present).

Checkers: Janet M. E. Mattioli Lidia A. Kiley
Susanne S. Dumont Lois W. Denman

The Meeting was called to order at (8:11 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Sara Hamil	101 Marlboro Road
Gail Rowe	100 Newton Street
Mark Pedersen	11 Strawberry Hill Road
Donna McDaniel	24 Richards Road

Moderator Wilson had requests from the following non-voters to attend the Adjourned Session of the Annual Town Meeting:

Laurie Sugarman Whittier, Youth Commission.
Mark Cassio, Southborough Villager.
James Rukowski, Jacobs/Uhlman.
Robert Tremblay, Middlesex News.
Carlene Hempel, Middlesex News.
Whitney Beals, Sudbury Valley Trustees.

There being no objections from the floor, it was Voted to allow the above non-voters to remain.

The boundaries of the hall were outlined by the Moderator to include all of the floor area with the exception of the bleachers on the left side of the room. These bleachers were for the non-registered (non-voting) Public.

Moderator Wilson noted the receipt of the return of the Posting of the Warrant for this Adjourned Session of the Annual Town Meeting by the Constable.

It was VOTED UNANIMOUSLY to waive the reading of the Warrant.

MOTION MADE: To take ARTICLE 8 from the TABLE.

VOTED UNANIMOUSLY: To take ARTICLE 8 from the TABLE.

ARTICLE 8: To see if the Town will vote to raise a sum of money not to exceed the sum of $11,030,648.00 as may be necessary, for the Town's use, and make appropriations of the same; or do or act anything in relation thereto.

MOTION MADE: That the Town raise a sum of money not to exceed the sum of $10,995,626.00 as may be necessary, for the Town's use, and make appropriations of the same.

MOTION MADE: To divide the question.

VOTED UNANIMOUSLY: To divide the question.

MOTION MADE: To take an umbrella vote on those budgets which do not have a hold on them. This one vote will have the effect of voting each separately.

VOTED UNANIMOUSLY: To take an umbrella vote on those budgets which do not have a hold on them. This one vote will have the effect of voting each separately.

MOTION MADE: That the Town vote the sum of $10,752,229.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve	$10,000.00.
Transfer from the Cemetery Trust Fund	$15,000.00.
Transfer from Overlay Reserve	$75,000.00.
Transfer from Free Cash	$145,322.00.

That the balance of $10,506,907.00 be raised and appropriated.

VOTED UNANIMOUSLY: That the sum of $10,752,229.00 for the operation of the General Government as follows:

Transfer from the Cemetery Reserve	$10,000.00.
Transfer from the Cemetery Trust Fund	$15,000.00.
Transfer from Overlay Reserve	$75,000.00.
Transfer from Free Cash	$145,322.00.

That the balance of $10,506,907.00 be raised and appropriated, as follows:

GENERAL GOVERNMENT

BUDGET NAME	FY 1994 REQUEST
14 MODERATOR	
700 Other Charges	58
MODERATOR TOTAL	58
119 ADVISORY COMMITTEE	
700 Other Charges	135
ADVISORY COMMITTEE TOTAL	135

122 BOARD OF SELECTMEN

110 Salaries	133,025
100 Total Personal Services	133,025
304 Medical Exams	500
342 Legal Notices	900
200 Total Purchase of Services	1,400
710 Travel	500
730 Dues	1,785
731 Meetings	1,800
732 Subscriptions	1,240
733 Conference/Schooling	1,300
734 Conference Registration	1,000
700 Other Charges and Expenses	7,625
BOARD OF SELECTMEN TOTAL	142,050

135 TOWN ACCOUNTANT

110 Salaries	50,625
100 Total Personal Services	50,625
240 Office Equip. Repair	0
302 Prof. Services	0
304 Medical Exams	0
342 Legal Notices	0
200 Total Purchase of Services	0
420 Office Supplies	75
400 Total Supplies	75
700 Other Charges	750
800 Capital Outlay	0
TOWN ACCOUNTANT TOTAL	51,450

141 ASSESSORS

110 Salaries	87,248
100 Total Personal Services	87,248
304 Medical Exams	0
345 Advertising	60
380 Contracted Services	6,000
200 Total Purchase of Services	6,060
420 Office Supplies	500
581 Maps	1,200
582 Deeds & Plans	400
400 Total Supplies	2,100
700 Other Charges	4,000
800 Capital Outlay	10,000
ASSESSORS TOTAL	109,408
	- 17,781
	* 91,627

MOTION MADE: To REDUCE the ASSESSORS BUDGET by $17,781.00 to $91,627.

AMENDMENT to MOTION MADE: To AMEND the ASSESSORS BUDGET by striking out $91,627. and inserting the sum of $99,508.

AMENDMENT to MOTION: (as stated above) DEFEATED by MAJORITY VOTE.

*PASSED by MAJORITY VOTE: To REDUCE the ASSESSORS BUDGET by $17,781.00 to $91,627.

145 TREASURER/COLLECTOR

110 Salaries	104,515
100 Total Personal Services	104,515
240 Office Equip. Repair	0
253 Computer Services	3,650
303 Tax Title Legal	0
342 Legal Notices	0
380 Contracted Services	0
381 Note Certification	0
382 Bank Service Chg.	11,000
200 Total Purchase of Services	14,650
420 Office Supplies	6,000
400 Total Supplies	6,000
700 Other Charges	3,400
800 Capital Outlay	0
TREASURER/COLLECTOR TOTAL	128,565

151 LEGAL

308 Legal Services	37,800
200 Total Purchase of Services	37,800
LEGAL TOTAL	37,800

152 PERSONNEL BOARD

110 Salaries	1,188
100 Total Personal Services	1,188
700 Other Charges	0
PERSONNEL BOARD TOTAL	1,188

158 ADMINISTRATIVE SUPPORT

110 Salaries	25,960
100 Total Personal Services	25,960
200 Total Purchase of Services	0
420 Office Supplies	400
599 Service Supplies	0
400 Total Supplies	400
700 Other Charges	0
800 Capital Outlay	0
ADMINISTRATIVE SUPPORT TOTAL	26,360

159 CENTRAL SERV./OPS SUPPORT

253 Computer Services	23,000
273 Postage Meter Rental	470
340 Printing	7,000
341 Telephone	8,600
344 Postage	13,000
380 Misc. Contracted Services	32,237
200 Total Purchase of Services	84,307
420 Office Supplies	5,300
421 Storage of Microfilm	1,000
422 Photocopying Supplies	2,500
510 Books	200
584 Computer Supplies	3,905
400 Total Supplies	

(cont. Budget 159) Central Serv./Ops support.

782 Miscellaneous	500
700 Total Other Charges & Exp.	500
850 New Equipment	6,000
854 Computer Equipment	0
800 Capital Outlay	6,000
CENT SERV/OPS SUP TOTAL	103,712
	- 18,000
	* 85,712

MOTION MADE: To REDUCE the CENTRAL SERV/OPS SUPPORT BUDGET by $18,000.00 to $85,712.00.

* VOTED UNANIMOUSLY: To REDUCE the CENTRAL SERV/OPS SUPPORT BUDGET by $18,000.00 to $85,712.00.

161 TOWN CLERK

110 Salaries	24,278
100 Total Personal Services	24,278
240 Equipment Repair	0
304 Medical Exams	0
346 Report of Vital Statistics	190
421 Storage of Microfilm	75
583 Dog Licenses	500
200 Total Purchase of Services	765
420 Office Supplies	300
400 Total Supplies	300
700 Other Charges	860
800 Capital Outlay	60
TOWN CLERK TOTAL	26,263

162 ELECTIONS & REGISTRATION

110 Salaries	20,963
100 Total Personal Services	20,963
240 Equipment Repair	75
343 Street Listings	5,500
580 Town Meeting Expenses	1,500
200 Total Purchase of Services	7,075
420 Office Supplies	900
400 Total Supplies	900
700 Other Charges	875
800 Capital Outlay	0
ELECTIONS & REG. TOTAL	29,813
	- 3,560
	* 26,253

MOTION MADE: To REDUCE the ELECTIONS & REGISTRATION BUDGET by $3,560.00 to $26,253.00.

*VOTED UNANIMOUSLY: To REDUCE the ELECTIONS & REGISTRATION BUDGET by $3,560.00 to $26,253.00.

171 CONSERVATION COMMISSION

110 Salaries	0
100 Total Personal Services	0
245 Equipment Repairs	0
247 Grounds Maintenance	0
274 P O Box Rental	7
344 Postage	0
380 Misc. Contracted Ser.	0
200 Total Purchase of Services	7
420 Office Supplies	100
400 Total Supplies	100
700 Other Charges	675
800 Capital Outlay	0
CONSERVATION COMMISSION TOTAL	782

175 PLANNING BOARD

110 Salaries	48,246
100 Total Personal Services	48,246
304 Medical Exams	0
340 Printing Services	0
342 Legal Notices	100
380 Contracted Services	0
345 Advertising	0
200 Total Purchase of Services	100
420 Office Supplies	0
599 Service Supplies	200
400 Total Supplies	200
700 Other Charges	256
800 Capital Outlay	0
PLANNING BOARD TOTAL	48,802

192 TOWN BUILDINGS & GROUNDS

210 Electricity	10,104
212 Heat	6,500
230 Water	460
244 Building Maint. & Repair	8,000
247 Grounds Maintenance	2,000
380 Misc. Contracted Services	0
200 Total Purchase of Services	27,064
481 Gasoline	35,300
400 Total Supplies	35,300
793 Underground Tank Exp.	0
700 Other Charges & Expenses	0
TOWN BUILDINGS & GRDS TOTAL	62,364

PUBLIC SAFETY

210 POLICE DEPARTMENT

110 Salaries	621,537
190 Employee Allowance	9,500
100 Total Personal Services	631,037
210 Electricity	3,900
211 Heat & Oil	4,000
230 Water	180
241 Vehicle Maint. & Repair	3,500

(CONT.)

(cont. 210, Police Dept. Budg.)

242 Radio Repair	2,500
243 Service Equipment	3,350
244 Building Maint & Rep.	4,000
304 Medical Exams	350
341 Telephone	5,000
342 Legal Notices	100
344 Postage	450
200 Total Purchase of Services	27,330
599 Service Supplies	1,500
500 Total Supplies	1,500
700 Other Charges	7,550
800 Capital Outlay	4,000
POLICE DEPARTMENT TOTAL	671,417

220 FIRE DEPARTMENT

110 Salaries	433,857
190 Employee Allowance	10,725
100 Total Personal Services	444,582
210 Electricity	6,100
211 Heat & Oil	2,700
230 Water	240
241 Vehicle Maintenance & Repa	7,500
243 Service Equipment	4,000
244 Building Maintenance & Rep	5,400
341 Telephone	4,100
200 Total Purchase of Services	30,040
420 Office Supplies	800
480 Grease & Oil	300
599 Service Supplies	2,500
400 Total Supplies	3,600
700 Other Charges	3,445
800 Capital Outlay	8,500
FIRE DEPARTMENT TOTAL	490,167

241 BUILDING DEPARTMENT

110 Salaries	42,205
100 Total Personal Services	42,205
380 Contracted Services	0
200 Total Purchase of Services	0
420 Office Supplies	0
530 Building Supplies	300
400 Total Supplies	300
700 Other Charges	3,940
800 Capital Outlay	0
BUILDING DEPARTMENT TOTAL	46,445

247 ANIMAL INSPECTOR

110 Salaries	740
100 Total Personal Services	740
420 Office Supplies	10
400 Total Purchase of Supplies	10
700 Other Charges	0
ANIMAL INSPECTOR TOTAL	750

291 CIVIL DEFENSE

110 Salaries	746
100 Total Personal Services	746
245 Equipment Repairs	200
341 Telephone	400
200 Total Purchase of Services	600
700 Other Charges	0
800 Capital Outlay	500
CIVIL DEFENSE TOTAL	1,846

292 ANIMAL CONTROL OFFICER

110 Salaries	24,443
100 Total Personal Services	24,443
245 Equipment Repairs	0
270 Facility Rental	3,000
304 Medical Exams	0
341 Telephone	25
383 Care & Destruction	100
200 Total Purchase of Services	3,125
420 Office Supplies	100
599 Service Supplies	0
400 Total Supplies	100
700 Other Charges	1,162
800 Capital Outlay	0
ANIMAL CONTROL TOTAL	28,830

PUBLIC WORKS

DEPARTMENT OF PUBLIC WORKS

110 Salaries	602,590
190 Employee Allowance	10,848
100 Total Personal Serv.	613,438
210 Electricity	43,000
211 Heat	8,600
230 Water	500
244 Bldg. Maint. & Repair	6,500
245 Equipment Repair	10,000
246 Traffic Signal Maint.	1,000
250 Meter Repairs	1,000
251 Hydrant Repairs	3,000
271 Equipment Rental	1,750
272 Equip. Lease Purchase	0
292 Rubbish Removal	0
293 Refuse Disposal	100,000
295 Service Connection	6,000
296 MDC Payment	133,000
297 Snow Removal - Contr.	11,000
304 Medical Exams	0
305 Tree Experts	12,000
306 Pest Control Services	0
341 Telephone	5,500
342 Legal Notices	1,000
344 Postage	2,240
380 Misc. Contracted Serv.	9,000
200 Total Purch. of Serv.	355,090
420 Office Supplies	2,650
490 Meals	400
529 Parts-Other Depts,	0
531 Highway Paint	6,000
532 Parts	22,500
534 Gravel, Stone & Fill	2,000
535 Salt	39,000
537 Bituminous Concrete	3,500
538 Signs	2,500
539 Drainage Materials	3,500
540 Guard Rail	500
541 Small Tools	2,300
542 Service Supplies	14,000
543 Pipe & Fittings	4,500
544 Meters & Fittings	4,500
400 Total Supplies	107,850
700 Other Charges	3,700
800 Capital Outlay	7,500
PUBLIC WORKS TOTAL	1,087,578

	WATER DIVISION	DPW, ALL OTHER
100 Personal Services	197,690	415,748
200 Purchase of Services	203,300	151,790
400 Supplies	20,750	87,100
700 Other Charges	1,700	2,000
800 Capital Outlay	3,000	4,500
TOTAL	426,440	661,138

424 STREET LIGHTS

210 Electricity	91,918
200 Purchase of Services	91,918
STREET LIGHTS TOTAL	91,918

HUMAN SERVICES

511 BOARD OF HEALTH

110 Salaries	56,346
100 Total Personal Services	56,346
292 Rubbish Removal	0
294 Septage Disposal	0
304 Medical Exams	0
307 Nursing Services	500
345 Advertising	200
Inspectors	0
380 Misc. Contracted Services	1,500
200 Total Purchase of Services	2,200
420 Office Supplies	500
599 Service Supplies	500
400 Total Supplies	1,000
700 Other Charges	3,250
800 Capital Outlay	0
BOARD OF HEALTH TOTAL	62,796

541 COUNCIL ON AGING

340 Printing	650
380 Misc. Contracted Services	4,100
200 Total Purchase of Services	4,750
599 Service Supplies	500
400 Total Supplies	500
COUNCIL ON AGING TOTAL	5,250

543 VETERANS' SERVICES

110 Salaries	7,851
100 Total Personal Services	7,851
344 Postage	0
200 Total Purchase Of Services	0
420 Office Supplies	0
400 Total Supplies	0
700 Other Charges	11,875
VETERANS' SERVICES TOTAL	19,726

632 YOUTH COMMISSION

110 Salaries	70,348
100 Total Personal Services	70,348
380 Contracted Services	2,011
200 Total Purchase of Services	2,011
420 Office Supplies	0
599 Service Supplies	0
400 Total Supplies	0
700 Other Charges	2,000
800 Capital Outlay	0
YOUTH COMMISSION TOTAL	74,359

CULTURE AND RECREATION

610 LIBRARY

110 Salaries	135,371
100 Total Personal Services	135,371
210 Electricity	12,000
211 Heat and Oil	6,000
230 Water	150
244 Building Maintenance	6,600
245 Equipment Repairs	1,200
341 Telephone	1,700
200 Total Purchase of Services	27,650
420 Office Supplies	1,500
510 Books	32,000
511 Audio-visual	0
599 Service Supplies	0
400 Total Supplies	33,500
700 Other Charges	250
800 Capital Outlay	0
LIBRARY TOTAL	196,771
	- 10,930
	* 185,841

MOTION MADE: To REDUCE the LIBRARY BUDGET by $10,930.00 to $185,841.00.

* VOTED UNANIMOUSLY: To REDUCE the LIBRARY BUDGET by $10,930.00 to $185,841.00.

631 RECREATION

110 Salaries	21,158
100 Total Personal Services	21,158
247 Grounds Maintenance	275
271 Equipment Rental	0
345 Advertising	0
380 Contracted Services	2,000
200 Total Purchase of Services	2,275
420 Office Supplies	600
599 Service Supplies	375
400 Total Supplies	975
700 Other Charges	625
800 Capital Outlay	0
RECREATION TOTAL	25,033

633 HISTORICAL COMMISSION

420 Office Supplies	100
341 Telephone	0
400 Total Supplies	100
700 Other Charges	300
HISTORICAL COMMISSION TOTAL	400

INSURANCE

900 INSURANCE

170 Blue Cross - Health	186,377
171 HMO - Health	327,969
172 Group Life Insurance	4,450
173 Dental - Health	48,000
174 Workers' Compensation	78,465
746 Police/Fire Accident	2,836
751 Medicare	27,000
753 Social Security	20,000
100 Total Personal Services	695,097
301 Consulting Services	13,000
200 Total Purchase of Services	13,000
740 Auto Insurance	0
741 Boiler Insurance	2,175
742 General Liability	46,063
743 Public Officials	4,412
744 School Committee	2,348
745 Police Liability	12,617
747 Fire/EMT Liability	0
750 Youth Director	280
754 Medical Professional Liab.	0
700 Total Other Charges	67,895
INSURANCE TOTAL	775,992

DEBT AND INTEREST

750 INTEREST ON DEBT
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	11,568
BONDS:	
Library	54,730
900 Debt Service	66,298

710 DEBT SERVICE
GENERAL FUND

NOTES:	
Fire Equipment	0
Neary School	70,000
BONDS:	
Library	130,000
900 Debt Service	200,000

750 INTEREST ON DEBT
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	12,510
Water Extension	8,340
900 Debt Services	20,850

710 DEBT SERVICE
WATER FUND

NOTES:	
Water Tank	0
Water Extension	0
Water Extension	60,000
Water Extension	80,000
900 Debt Service	140,000

RESERVE FUND	75,000

SCHOOL DEPARTMENT

SOUTHBOROUGH SCHOOLS

Regular Day Programs

ADMINISTRATION	
School Committee	13,400
Superintendent's Office	115,019
INSTRUCTION	
Supervision	26,868
Principals	247,168
Teaching	2,403,556
Textbooks	23,883
Library Services	82,431
Audio/Visual Services	9,280
Guidance Services	68,310
OTHER STUDENT SERVICES	
Personnel Services	500
Health Services	50,197
Transportation	96,320
Food Services	0
Student Body Activities	10,520
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	309,555
Maintenance of Buildings	64,493
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	28,384
GRAND TOTAL BUDGET REG.DAY PROGRAMS	3,549,884

SPECIAL EDUCATION PROGRAMS - CHAPTER 766

INSTRUCTION	
Director	76,040
Teaching	239,739
Psychological Services	57,366
OTHER STUDENT SERVICES	
Health Services	26,000
Transportation	4,900

(cont.)

(cont., SOUTHBOROUGH SCHOOLS)

OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	1,650
ACQUISITION OF FIXED ASSETS	
New Equipment	3,410
Programs, Other Systems In MASS.	
Tuition & Transportation Out	235,746
PROGRAMS, MEMBER OF COLLABORATIVE	90,630
GRAND TOTAL BUDGET SPECIAL ED. PROG.	735,481
GRAND TOTAL REGULAR DAY PROGRAMS	3,549,884
GRAND TOTAL SPECIAL ED.-CHAPTER 766	735,481
STAFF ADJ & DEVELOPMENT	296,088
SUB-TOTAL	4,581,453
OPERATING BUDGET, VOCATIONAL ED.	5,639
GRAND TOTAL BUDGET, ALL PROGRAMS	4,587,092
	- 182,500
	* 4,404,592

MOTION MADE: To REDUCE the SOUTHBOROUGH SCHOOLS BUDGET by $182,500 to $4,404,592.00.

*VOTED UNANIMOUSLY: To REDUCE the SOUTHBOROUGH SCHOOLS BUDGET by $182,500 to $4,404,592.00.

ALGONQUIN REGIONAL HIGH SCHOOL

REGULAR DAY PROGRAMS	
ADMINISTRATION	
School Committee	33,752
Superintendent's Office	115,377
INSTRUCTION	
Supervision	18,899
Principals	334,506
Teaching	2,778,043
Textbooks	20,567
Library Services	80,018
Audio/Visual Services	9,835
Guidance Services	233,545
OTHER STUDENT SERVICES	
Health Services	26,715
Transportation	302,265
Student Body Activities	31,321
OPERATION/MAINTENANCE OF BUILDINGS	
Operation of Buildings	336,713
Maintenance of Buildings	80,573
FIXED CHARGES	
Employee Retirement	51,995
Insurance	528,550
Short Term Interest	32,000
ACQUISITION & REPLACEMENT OF FIXED ASSETS	
New Equipment	29,246
GRAND TOTAL Budget Reg. Day Program	5,043,920
SPECIAL EDUCATION - CHAPTER 766	
INSTRUCTION	
Director	31,905
Teaching	205,923
Textbooks	300
Psychological Services	41,305

(cont.)

(cont., ALGONQUIN REG.HIGH SCHOOL)

OTHER STUDENT SERVICES		
Health Services		1,500
Transportation		6,000
OPERATION/MAINTENANCE OF BUILDINGS		
Maintenance of Equipment		250
ACQUISITION OF FIXED ASSETS		
New Equipment		500
PROGRAMS, OTHER SYSTEMS IN MASS.		
Tuition & Transportation Out		24,300
PROGRAMS, MEMBER OF COLLABORATIVE		83,368
GRAND TOTAL BUDGET SPECIAL ED. PROG.		395,351
ATHLETICS		
ANTICIPATED ATHLETIC RECEIPTS		(46,000)
OTHER STUDENT SERVICES		143,771
OPERATION & MAINTENANCE		
Maintenance		8,975
FIXED CHARGES		
Sports Insurance		4,347
ACQUISITION OF FIXED ASSETS		
Equipment		9,770
GRAND TOTAL BUDGET ATHLETICS		120,863

SUMMARY

Grand Total Budget, Regular Day Programs		5,043,920
Grand Total Budget, Special Education		395,351
FY 94 All Other		45,874
Grand Total Budget, Athletics		120,863
GRAND TOTAL, ALL BUDGETS		5,606,008
ANTICIPATED RECEIPTS/TRANSFERS		
Transportation Reimbursement	230,343	
Regional School Aid	594,952	
Chapter 70 Aid	324,727	
E & D Transfer	125,000	
		1,275,022
GRAND TOTAL BUDGET, ALL PROGRAMS		4,330,986
FY93 SCHEDULE OF ASSESSMENTS		
TOTAL ASSESSMENTS		
Net Operating Budget		4,330,986
Net Maturing Debt Account:		
Roof #1	10,124	
Roof #2 (State Aid to be received)	(61,279)	
Roof #3 & Science Labs	102,526	
Fuel Tank Replacement	26,600	
Teacher Salary Deferral, FY92	75,000	
Total Maturing Debt		152,971
TOTAL ASSESSMENT		4,483,957

(cont.)

(cont., ALGONQUIN REG. HIGH SCHOOL)

NORTHBOROUGH ASSESSMENT		
Operating Budget, 67.8% of		2,936,409
Net Maturing Debt Account:		
Roof #1	6,315	
Roof #2 (State Aid to be received)	(40,034)	
Roof #3 & Science Labs	68,877	
Fuel Tank Replacement	18,035	
Teacher Salary Deferral, FY92	49,973	
		103,166
TOTAL NORTHBOROUGH ASSESSMENT		3,039,575
SOUTHBOROUGH ASSESSMENT		
Operating Budget, 32.2% of		1,394,577
Net Maturing Debt Account:		
Roof #1	3,809	
Roof #2	(21,245)	
Roof #3 & Science Labs	33,649*	
Fuel Tank Replacement	8,565	
Teacher Salary Deferral, FY92	25,028	
		49,806
TOTAL SOUTHBOROUGH ASSESSMENT		1,444,383
		- 10,626
*This sum was voted as a debt exclusion by the Town of Southborough, May, 1989.		* 1,433,757

MOTION MADE: To REDUCE the ALGONQUIN REGIONAL HIGH SCHOOL BUDGET by $10,626.00 to $1,433,757.00.

*VOTED UNANIMOUSLY: To REDUCE the ALGONQUIN REGIONAL HIGH SCHOOL BUDGET by $10,626.00 to $1,433,757.00.

ASSABET VALLEY REG. VOC. SCHOOL

School Committee	75,301
Superintendent's Office	292,035
Data Processing	51,212
Principal's/Supervision	294,955
Teaching	3,715,408
Textbooks	35,000
Library	56,209
Multi-Media	33,168
Guidance Services	268,329
OTHER SCHOOL SERVICES	
Attendance	16,647
Health Services	27,586
Transportation - Regular & Late	639,000
Transportation - Sports	24,000
Transportation - Field Trips	5,801
Student Body Activities	150,677
PLANT OPERATION & MAINTENANCE	
Operation of Plant	1,117,922
Maintenance of Plant	263,000
FIXED CHARGES	
Employee Retirement	0
Insurance (Medicare, Health & Life)	609,000
Insurance	169,100

(cont.)

(Cont.,ASSABET VALLEY REGIONAL VOC. SCHOOL)

ACQUISITION OF FIXED ASSETS	114,000
VOCATIONAL DAY OPERATING BUDGET	7,958,350
SPECIAL NEEDS DAY OPERATING BUDGET	432,130
RIGHT TO KNOW LAW/ASBESTOS AUDIT	10,000
SINGLE AUDIT REQUIREMENT	10,000
EXTENDED DAY SPECIAL NEEDS	160,000
ADULT EVENING VOC. OPERATING BUDGET	0
CONSTRUCTION BONDS	0
TOTAL CAPITAL & OPERATING P&I	130,350
TOTAL CAPITAL & OPERATING BUDGET	8,700,830
Anticipated Aid & Transfer-Operating	(3,973,872)
Less Reimbursement Chapter 515 Roof	(57,230)
TOTAL ASSESSMENT TO COMMUNITIES	4,669,728
SOUTHBOROUGH ASSESSMENT	113,975

ARTICLE 41: To see if the Town will vote to amend the Zoning Code of the Town of Southborough by changing the following described from Residence A District to Conservation District, as follows:

land on the west side of Oak Hill Road, Map 31, Parcel 47 of the Southborough Assessor's records being 18.1 acres more or less; land bordered by Main Street and Northborough Road, Map 51, Parcel 6, being 3.65 acres more or less; land on the north side of Main Street and west of Wyndemere Drive, Map 52, Parcel 10, being 4.39 acres more or less.

Further, to change the following described from Residence B District to Conservation District:

land bordered by Wood Street on the north and the Sudbury River on the south, Map 1, Parcel 19, being 1.87 acres more or less; land bordered by Wood Street on the south and the Boston & Albany Railroad on the north, Map 2, Parcel 37, being 1.5 acres more or less; land north of Oregon Road and bordered by the Massachusetts Turnpike, Map 15, Parcel 10A, being 3.35 acres more or less.

and to rezone the following from Industrial District to Conservation District:

land bordered by Route 85 on the east and the Sudbury River on the south, Map 4, Parcel 41A, being .57 acres more or less.

All parcels are owned by the Sudbury Valley Trustees, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

PASSED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

ARTICLE 42: To see if the Town will vote to amend the Zoning Code of the Town of Southborough by changing the following described areas from Industrial Park District (IP) to Residential A District (RA), as follows:

Land bordered on the east by Interstate 495, on the west and north by Old County Road, and the southwest by the Westborough town line, identified in Southborough Assessors' records as Map 40, parcel 8, being 15.23 acres, more or less, currently owned by Philip and Marcia Jacobs; and Map 40, parcel 9, being 20 acres more or less, currently owned by Edward L. Uhlman,

or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) VOTED UNANIMOUSLY,

ARTICLE 43: To see if the Town will vote to amend the Code of the Town of Southborough, Zoning Article III, "Use Regulation" section 174-8 "Schedule of Use Regulations", as follows:

174-8 SCHEDULE OF USE REGULATIONS

No building or structure shall be constructed and no building, structure or land, or part thereof, shall be used for any purpose or in any manner other than for one (1) or more of the uses hereinafter set forth as permitted in the district in which such building, structure or land is located, or set forth as permissible by special permit in said district and so authorized.

Further, no building shall be constructed and no building, structure or land, or any part thereof, shall be used and no lot shall be changed in size or shape, unless in conformity with the dimensional regulations set forth for each district.

The following notes apply to all districts:

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in Section 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial Park District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by special permit, allow several different uses if otherwise permitted in the district, or several buildings on the same lot if such uses or buildings are deemed to be compatible, meet the requirements of Section 174-9 and result in improved circulation and land use patterns.

3. For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.01 (C) CONSERVATION DISTRICT

A. USES PERMITTED:

1. Parks, open space, non-commercial recreation, fishing and hunting where legally permitted, wildlife management, and conservation areas.
2. Agriculture, horticulture, floriculture or viticulture, except piggeries and fur farms.
3. Temporary non-residential structures accessory to farming, fishing or similar permitted uses of the land.
4. Signs as permitted under Section 174-11.
5. Roadside stand.

B. USES BY SPECIAL PERMIT:

1. Private garage or parking for more than three (3) cars or one (1) truck or other commercial vehicle.

C. USES PROHIBITED:

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

Note: New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage and land or water conservation, is permissible in the Conservation District.

For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.02 (RA) RESIDENCE A DISTRICT

A. USES PERMITTED

1. All uses permitted in the Conservation District.
2. One family houses.
3. Religious uses, public or nonprofit schools.
4. Public or nonprofit library, museum, art gallery or a similar cultural institution.
5. Town or other government building.
6. Renting of rooms or furnishing of board to not more than four (4) persons by a resident family in a one family house.
7. Mobile home or travel trailer used as a dwelling for thirty (30) days or less in a year.
8. Private garage or parking for not more than three (3) cars or one (1) truck or other commercial vehicle.
9. Customary home occupation.
10. Parking in a garage or out of doors for employees, customers, clients, occupants or students, accessory to a permitted principal use and on the same lot as such use.

B. USES BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one family house in existence for two (2) years or longer to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings if within a major residential development.*
10. Major residential development.*
11. Office-type trailer or mobile home used as business quarters.
12. Private garage or parking for more than three (3) cars or more than one (1) truck or commercial vehicle.

* Special Permit from the Planning Board.

C. PROHIBITED USES

1. All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum lot Area:	43,560 square feet.
2. Minimum Frontage:	150 feet.
3. Minimum Setbacks:	Front: 35 feet. Rear: 50 feet; 10 feet for accessory buildings and swimming pools. Side: 25 feet; 10 feet for accessory buildings and swimming pools. Other Street: 35 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	.18

174-8.03 (RB) RESIDENTIAL B DISTRICT

A. USES PERMITTED

Uses permitted in the Residential A (RA) District.

B. USES BY SPECIAL PERMIT

All uses permitted by Special Permit in the Residential A (RA) District.

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	25,000 square feet.
2. Minimum Frontage:	125 feet.
3. Minimum Setbacks:	Front: 30 feet. Rear: 35 feet; 10 feet for accessory buildings and swimming pools. Side: 15 feet Other Street: 30 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	.30

Note: Residence C Districts discontinued in 1966, however, lots laid out and recorded in Residence B Districts prior to the discontinuance may be built onto the following dimensions for one-family houses:

Minimum Lot Area:	15,000 square feet
Minimum Frontage:	100 feet
Minimum Setbacks:	Front: 25 feet
	Rear: 30 feet;
	10 feet for accessory buildings and swimming pools
	Side: 10 feet
Maximum Height:	35 feet or 2.5 stories (1 story for accessory buildings)
Maximum Floor Area Ratio:	.45

174-8.04 (BV) BUSINESS VILLAGE DISTRICT

A. PERMITTED USES

1. All uses permitted in the Residential (RA and RB) Districts.

2. Mobile home or travel trailer used as a dwelling or business quarters for thirty (30) days or less in a year.

B. PERMITTED USES UP TO TWO THOUSAND (2,000) SQUARE FEET

1. Retail sales and services which do not involve manufacturing on the premises.
2. Newspaper, job printing and publishing.
3. Offices, banks, office building.
4. Hotel or motel, restaurant.
5. Clinic or medical testing laboratory.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not the general public.

C. PERMITTED USES BY SPECIAL PERMIT FROM THE PLANNING BOARD

1. All uses listed in Section B that are greater than two thousand (2,000) square feet.
2. Major residential development.
3. Multifamily dwellings if within a major residential development.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Multifamily housing for the elderly, owned by a public or a nonprofit community organization.
8. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
9. Place of amusement, commercial recreation facility, theater, motion picture theater.
10. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
11. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
12. Automotive service, gasoline station or repair garage, automotive sales.

D. USE BY SPECIAL PERMIT FROM THE ZONING BOARD OF APPEALS

1. Accessory apartment.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.

E. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

F. DEVELOPMENT STANDARDS

1. Minimum Lot Area: 10,000 square feet.
2. Minimum Frontage: 60 feet.
3. Minimum Setbacks:
   Front: 10 feet.
   If on Route 9: 25 feet.
   Rear: 35 feet.
   Side: 10 feet.
   25 feet if adjacent to Residential District.

   Other Street: 10 feet.
   25 feet if on Route 9.
4. Maximum Height: 35 feet, 3 stories.
5. Residential dwellings in the Business Village District must comply with RB standards.

Note: Also refer to 174-10.1 Village Business District plan review.

174-8.05 HIGHWAY BUSINESS

A. PERMITTED USES

1. All uses permitted in the Residential Districts.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. PERMITTED USES UP TO 50,000 SQUARE FEET

1. Office-type trailer or mobile home used as business quarters for thirty (30) days or less in a year.
2. Retail sales and services which do not involve manufacturing on the premises.
3. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
4. Newspaper, job printing and publishing.
5. Offices, banks, office buildings.
6. Hotel or motel, restaurant.
7. Clinic or medical testing laboratory.
8. Automotive service, gasoline station or repair garage, automotive sales.

C. USES PERMITTED BY SPECIAL PERMIT

1. All uses allowed in Section B that exceed fifty thousand (50,000) square feet.
2. Accessory apartments.
3. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
8. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
9. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Place of amusement, commercial recreation facility, theater, motion picture theater.
12. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
13. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	43,560 square feet.
2. Minimum Frontage:	200 feet.
3. Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 25 feet; 37.5 feet if on Route 9
4. Maximum Height:	45 feet, 3 stories.
5. Maximum Floor Area Ratio:	.60

6. Residential dwellings in Highway Business District must comply with RB District standards.

174-8.06 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in the Conservation District.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Newspaper, job printing and publishing.
2. Offices, banks, office building.
3. Wholesale distribution and storage within a building other than a solid waste transfer station.
4. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto at the maximum density of three (3) employees per acre of lot and with a direct access to an arterial street, as defined by the Town of Southborough Planning Board.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwlling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
7. Hospital, nursing home, home for the aged.
8. Private school nursery or kindergarten.
9. Veterinarian, animal hospital, dog kennel.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.
12. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Dacilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	43,560 square feet.
2. Minimum Frontage:	200 feet.
3. Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 50 feet.
4. Maximum Height:	45 feet, 3 stories.
5. Maximum Floor Area Ratio:	.60

174-8.07 (ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwlling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*
H. Bottling plant.
I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and professing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A. Minimum Lot Area: 43,560 square feet
B. Minimum Frontage: 200 feet.
C. Minimum Setbacks:
Front: 50 feet; 75 feet if on Route 9.
Rear: 50 feet.
Side: 50 feet.
Other Street: 25 feet.
If on Route 9: 37.5 feet.
D. Maximum Height: 45 feet, 3 stories.
E. Maximum Floor Area Ratio: .60
F. Residential dwellings in the ID District must comply with the standards of the RB District.

174-8.08 (SP) RESEARCH, SCIENTIFIC, AND PROFESSIONAL

A. PERMITTED USES

1. All uses permitted in Residential Districts.
2. Office-type trailer or mobile home used as business quarters for thirty (30) days or less.
3. Dwelling on the premises for a night watchman or janitor.
4. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one-family dwelling, in existence for two (2) years or longer, to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings, if within a major residential development.*
10. Major residential development.*
11. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
12. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, at the maximum density of three (3) employees per acre of lot and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.

*Special Permit from the Planning Board

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1.	Minimum Lot Area:	50 acres.
2.	Minimum Frontage:	500 feet.
3.	Minimum Setbacks:	Front: 150 feet.
		Rear: 200 feet.
		Other Street: 200 feet.
4.	Maximum Height:	35 feet, 3 stories.
5.	Maximum Floor Area Ratio:	.40

6. Residential dwellings in the SP District must comply with the standards of the RA District.

174-8.09 WETLAND AND FLOODPLAIN DISTRICT

The Wetland and Floodplain (WFP) District is considered to be an overlay district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as is otherwise specifically permitted in the Schedule of Use Regulations and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1985. The expansion of accessory structures shall require a special permit from the Board of Appeals, as shall the relocation or new construction of ways and the alteration of watercourses, water bodies and dams. In Wetland and Floodplain Districts fill, earth relocation, new uses and structures or expansions thereof permissible in the underlying district may be permitted by the Board of Appeals by special permit upon referral to the Board of Health, Conservation Commission and Planning Board and a finding that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses and that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the special permit.

174-8.10 (CR) CRITICAL RESOURCE DISTRICT (Added 4/14/86 ATM, Art.38)

1. Purpose. The purpose of the Critical Resource District is to ensure that lands critical to the environmental quality of the Town of Southborough are not physically developed prior to consideration of alternatives to such development.

2. Regulations. Critical Resource Districts, as shown on the Zoning Map, shall be considered to be superimposed over any other district established in this chapter. Land in a Critical Resource District may be used as otherwise permitted in the underlying district, subject to the following.

   (a) No density bonuses as authorized under Section 174-13.2D shall be allowed for development within the Critical Resource District, but land within the district may be used to earn development bonuses for development to be located outside the district through transferring of development rights, as provided by Section 174-13.2D.

   (b) Submittals under Major Residential Development must include a flexible development proposal.

   (c) In acting on Major Residential Development proposals, if the Planning Board determines that neither the basic development proposal before it nor any submitted alternatives can adequately protect scenic views, habitats, fragile natural environments or other critical environmental resources, it shall grant a special permit only either:

      (1) Upon determination that nondevelopment alternatives for utilization of site value have been reasonably pursued and found to be infeasible, including transfer of development rights or sale of land or rights to the town or other organization having land preservation purposes; or

      (2) Upon imposition of a stipulation that no building permit is to be issued under the special permit and no site preparation is to take place until either one hundred twenty (120) days lapse from the date of approval, or a town meeting has earlier acted on a proposal for acquisition of fee or rights over part or all of the premises in question. (formally 174-13.3).

or do or act anything in relation thereto.

MOTION MADE: (as stated in the words of the ARTICLE).

MOTION MADE: To POSTPONE INDEFINITELY.
DEFEATED by MAJORITY VOTE: To POSTPONE INDEFINITELY.

MOTION MADE: To Amend #174-8.02 (RA) RESIDENCE A DISTRICT, A.USES PERMITTED, #8, Change to: To construction of private garage or private parking for not more than three cars and/or one truck or other commercial vehicle.

MOTION MADE: To LIMIT DEBATE (2/3 vote required).
VOTED UNANIMOUSLY: To LIMIT DEBATE.

PASSED by MAJORITY VOTE: To Amend #174-8.02 (RA) RESIDENCE A DISTRICT, A. USES PERMITTED, #8, Change to: To construction of private garage or private parking for not more than three cars and/or one truck or other commercial vehicle.

MOTION (as amended) VOTED UNANIMOUSLY: as follows:

174-8 SCHEDULE OF USE REGULATIONS

No building or structure shall be constructed and no building, structure or land, or part thereof, shall be used for any purpose or in any manner other than for one (1) or more of the uses hereinafter set forth as permitted in the district in which such building, structure or land is located, or set forth as permissible by special permit in said district and so authorized.

Further, no building shall be constructed and no building, structure or land, or any part thereof, shall be used and no lot shall be changed in size or shape, unless in conformity with the dimensional regulations set forth for each district.

The following notes apply to all districts:

1. All uses and buildings for which off-street parking is required, other than one- and two-family dwellings, shall be subject to the site plan review and approval by the Planning Board, as provided in Section 174-10.

2. Not more than one (1) principal permitted use shall be located on any lot, provided that a multiple occupancy building used for the same category of use, such as retail sales and services, light manufacturing or offices in a Business or Industrial Park District shall be deemed to be in a single principal permitted use. The Board of Appeals may, by special permit, allow several different uses if otherwise permitted in the district, or several buildings on the same lot if such uses or buildings are deemed to be compatible, meet the requirements of Section 174-9 and result in improved circulation and land use patterns.

3. For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.01 (C) CONSERVATION DISTRICT

A. USES PERMITTED:

1. Parks, open space, non-commercial recreation, fishing and hunting where legally permitted, wildlife management, and conservation areas.
2. Agriculture, horticulture, floriculture or viticulture, except piggeries and fur farms.
3. Temporary non-residential structures accessory to farming, fishing or similar permitted uses of the land.
4. Signs as permitted under Section 174-11.
5. Roadside stand.

B. USES BY SPECIAL PERMIT:

1. Private garage or parking for more than three (3) cars or one (1) truck or other commercial vehicle.

C. USES PROHIBITED:

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

Note: New or expanded uses required by the Metropolitan District Commission or other public agency having jurisdiction there for the purposes of water supply, drainage and land or water conservation, is permissible in the Conservation District.

For uses subject to a Special Permit refer also to 174-9, Special Permit Requirements.

174-8.02 (RA) RESIDENCE A DISTRICT

A. USES PERMITTED

1. All uses permitted in the Conservation District.
2. One family houses.
3. Religious uses, public or nonprofit schools.
4. Public or nonprofit library, museum, art gallery or a similar cultural institution.
5. Town or other government building.
6. Renting of rooms or furnishing of board to not more than four (4) persons by a resident family in a one family house.
7. Mobile home or travel trailer used as a dwelling for thirty (30) days or less in a year.
8. To construction of private garage or private parking for not more than three cars and/or one truck or other commercial vehicle.
9. Customary home occupation.
10. Parking in a garage or out of doors for employees, customers, clients, occupants or students, accessory to a permitted principal use and on the same lot as such use.

B. USES BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one family house in existence for two (2) years or longer to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings if within a major residential development.*
10. Major residential development.*
11. Office-type trailer or mobile home used as business quarters.
12. Private garage or parking for more than three (3) cars or more than one (1) truck or commercial vehicle.

* Special Permit from the Planning Board.

C. PROHIBITED USES

1. All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum lot Area:	43,560 square feet.
2. Minimum Frontage:	150 feet.
3. Minimum Setbacks:	Front: 35 feet. Rear: 50 feet; 10 feet for accessory buildings and swimming pools. Side: 25 feet; 10 feet for accessory buildings and swimming pools. Other Street: 35 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	.18

174-8.03 (RB) RESIDENTIAL B DISTRICT

A. USES PERMITTED

Uses permitted in the Residential A (RA) District.

B. USES BY SPECIAL PERMIT

All uses permitted by Special Permit in the Residential A (RA) District.

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	25,000 square feet.
2. Minimum Frontage:	125 feet.
3. Minimum Setbacks:	Front: 30 feet. Rear: 35 feet; 10 feet for accessory buildings and swimming pools. Side: 15 feet Other Street: 30 feet.
4. Maximum Height:	35 feet, 2.5 stories (1 story for accessory buildings).
5. Maximum Floor Area Ratio:	.30

Note: Residence C Districts discontinued in 1966, however, lots laid out and recorded in Residence B Districts prior to the discontinuance may be built onto the following dimensions for one-family houses:

Minimum Lot Area:	15,000 square feet
Minimum Frontage:	100 feet
Minimum Setbacks:	Front: 25 feet Rear: 30 feet; 10 feet for accessory buildings and swimming pools Side: 10 feet
Maximum Height:	35 feet or 2.5 stories (1 story for accessory buildings)
Maximum Floor Area Ratio:	.45

174-8.04 (BV) BUSINESS VILLAGE DISTRICT

A. PERMITTED USES

1. All uses permitted in the Residential (RA and RB) Districts.

2. Mobile home or travel trailer used as a dwelling or business quarters for thirty (30) days or less in a year.

B. PERMITTED USES UP TO TWO THOUSAND (2,000) SQUARE FEET

1. Retail sales and services which do not involve manufacturing on the premises.
2. Newspaper, job printing and publishing.
3. Offices, banks, office building.
4. Hotel or motel, restaurant.
5. Clinic or medical testing laboratory.
6. Dwelling on the premises for a night watchman or janitor.
7. Cafeteria on the premises for use by employees and not the general public.

C. PERMITTED USES BY SPECIAL PERMIT FROM THE PLANNING BOARD

1. All uses listed in Section B that are greater than two thousand (2,000) square feet.
2. Major residential development.
3. Multifamily dwellings if within a major residential development.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Multifamily housing for the elderly, owned by a public or a nonprofit community organization.
8. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
9. Place of amusement, commercial recreation facility, theater, motion picture theater.
10. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
11. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
12. Automotive service, gasoline station or repair garage, automotive sales.

D. USE BY SPECIAL PERMIT FROM THE ZONING BOARD OF APPEALS

1. Accessory apartment.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.

E. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

F. DEVELOPMENT STANDARDS

1. Minimum Lot Area: 10,000 square feet.
2. Minimum Frontage: 60 feet.
3. Minimum Setbacks:
   Front: 10 feet.
   If on Route 9: 25 feet.
   Rear: 35 feet.
   Side: 10 feet.
   25 feet if adjacent to Residential District.

   Other Street: 10 feet.
   25 feet if on Route 9.
4. Maximum Height: 35 feet, 3 stories.
5. Residential dwellings in the Business Village District must comply with RB standards.

Note: Also refer to 174-10.1 Village Business District plan review.

174-8.05 HIGHWAY BUSINESS

A. PERMITTED USES

1. All uses permitted in the Residential Districts.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. PERMITTED USES UP TO 50,000 SQUARE FEET

1. Office-type trailer or mobile home used as business quarters for thirty (30) days or less in a year.
2. Retail sales and services which do not involve manufacturing on the premises.
3. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing operations.
4. Newspaper, job printing and publishing.
5. Offices, banks, office buildings.
6. Hotel or motel, restaurant.
7. Clinic or medical testing laboratory.
8. Automotive service, gasoline station or repair garage, automotive sales.

C. USES PERMITTED BY SPECIAL PERMIT

1. All uses allowed in Section B that exceed fifty thousand (50,000) square feet.
2. Accessory apartments.
3. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
4. Hospital, nursing home, home for the aged.
5. Private school, nursery or kindergarten.
6. Veterinarian, animal hospital, dog kennel.
7. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
8. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
9. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Place of amusement, commercial recreation facility, theater, motion picture theater.
12. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
13. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	43,560 square feet.
2. Minimum Frontage:	200 feet.
3. Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 25 feet; 37.5 feet if on Route 9
4. Maximum Height:	45 feet, 3 stories.
5. Maximum Floor Area Ratio:	.60

6. Residential dwellings in Highway Business District must comply with RB District standards.

174-8.06 (IP) INDUSTRIAL PARK DISTRICT

A. PERMITTED USES

1. All uses permitted in the Conservation District.
2. Dwelling on the premises for a night watchman or janitor.
3. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED UP TO 50,000 SQUARE FEET

1. Newspaper, job printing and publishing.
2. Offices, banks, office building.
3. Wholesale distribution and storage within a building other than a solid waste transfer station.
4. Scientific research and development, including manufacturing, instruction, and other activities clearly incidental thereto at the maximum density of three (3) employees per acre of lot and with a direct access to an arterial street, as defined by the Town of Southborough Planning Board.

C. USES REQUIRING A SPECIAL PERMIT

1. All uses permitted in Section B that exceed 50,000 square feet.
2. Accessory apartments.
3. Conversion of a one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
4. Mobile home or travel trailer used as a dwlling or business quarters for more than thirty (30) days in a year.
5. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
6. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
7. Hospital, nursing home, home for the aged.
8. Private school nursery or kindergarten.
9. Veterinarian, animal hospital, dog kennel.
10. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
11. Light manufacturing, fabrication, assembly and processing utilizing electric or other similar quiet motive power and processes, and generating no adverse impacts on the neighborhood and properties therein.
12. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board, and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Dacilities Siting Law.

D. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

E. DEVELOPMENT STANDARDS

1. Minimum Lot Area:	43,560 square feet.
2. Minimum Frontage:	200 feet.
3. Minimum Setbacks:	Front: 50 feet; 75 feet if on Route 9. Rear: 50 feet. Side: 50 feet. Other Street: 50 feet.
4. Maximum Height:	45 feet, 3 stories.
5. Maximum Floor Area Ratio:	.60

174-8.07 (ID) INDUSTRIAL

I. PERMITTED USES

A. All uses permitted in residential districts.
B. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
C. Hospital, nursing home, home for the aged.
D. Private school, nursery or kindergarten.
E. Veterinarian, animal hospital, dog kennel.
F. Dwelling on the premises for a night watchman or janitor.
G. Cafeteria on the premises for use by employees and not for the general public.

II. USES PERMITTED UP TO 50,000 SQUARE FEET

A. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
B. Place of amusement, commercial recreation facility, theater, motion picture theater.
C. Sale or storage of fuel, lumber, building materials and equipment, contractor's yard.
D. Retail sales and services which do not involve manufacturing on the premises.
E. Retail sales and services involving manufacturing of products, the majority of which will be sold on the premises to consumers, with not more than four (4) persons engaged in manufacturing with not more than four (4) persons engaged in manufacturing operations.
F. Newspaper, job printing and publishing.
G. Offices, banks, office building.
H. Hotel or motel, restaurant.
I. Clinic or medical testing laboratory.
J. Automotive service, gasoline station or repair garage, automotive sales.

III. USES REQUIRING A SPECIAL PERMIT

A. All uses permitted in Section II that exceed 50,000 square feet.
B. Accessory apartments.
C. Conversion of one-family house in existence for two (2) years or longer to a two-family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
D. Mobile home or travel trailer used as a dwlling or business quarters for more than thirty (30) days in a year.
E. Multifamily housing for the elderly, owned by a public or nonprofit community housing organization.
F. Major residential development.*
G. Multifamily dwellings, if within a major residential development.*
H. Bottling plant.
I. Any lawful industrial, manufacturing, warehousing, service or utility not listed above or under Prohibited Uses and not harmful or hazardous to the health, safety, convenience or welfare of the public, nor offensive to the adjacent areas and districts or destructive of property values therein.
J. Hazardous waste storage and disposal facilities, other than small generators, as defined by the Environmental Protection Agency and the Commonwealth of Massachusetts, except that a Special Permit may be issued for such a facility upon approval by the appropriate federal and state agencies, review and comment by the Southborough Board of Health, Conservation Commission, Planning Board and Fire and Police Chiefs, following a duly advertised public hearing and in accordance with the Hazardous Waste Facilities Siting Law.
K. Wholesale distribution and storage within a building, other than a solid waste transfer business.
L. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.
M. Light manufacturing, fabrication, assembly and professing utilizing electric or other similar quiet motive power and processes and generating no adverse impacts on the neighborhood and the properties therein.

*Special Permit from the Planning Board.

IV. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

V. DEVELOPMENT STANDARDS

A. Minimum Lot Area: 43,560 square feet
B. Minimum Frontage: 200 feet.
C. Minimum Setbacks: Front: 50 feet; 75 feet if on Route 9.
Rear: 50 feet.
Side: 50 feet.
Other Street: 25 feet.
If on Route 9: 37.5 feet.
D. Maximum Height: 45 feet, 3 stories.
E. Maximum Floor Area Ratio: .60
F. Residential dwellings in the ID District must comply with the standards of the RB District.

174-8.08 (SP) RESEARCH, SCIENTIFIC, AND PROFESSIONAL

A. PERMITTED USES

1. All uses permitted in Residential Districts.
2. Office-type trailer or mobile home used as business quarters for thirty (30) days or less.
3. Dwelling on the premises for a night watchman or janitor.
4. Cafeteria on the premises for use by employees and not for the general public.

B. USES PERMITTED BY SPECIAL PERMIT

1. Accessory apartments.
2. Boat livery, cemetery, children's camp, golf course, private nonprofit membership club, public utility, riding stable, ski tow.
3. Hospital, nursing home, home for the aged.
4. Private school, nursery or kindergarten.
5. Veterinarian, animal hospital, dog kennel.
6. Conversion of a one-family dwelling, in existence for two (2) years or longer, to a two family dwelling, on a lot with a minimum of fifteen thousand (15,000) square feet.
7. Mobile home or travel trailer used as a dwelling or business quarters for more than thirty (30) days in a year.
8. Multifamily housing for the elderly, owned by a public or a nonprofit community housing organization.
9. Other multifamily dwellings, if within a major residential development.*
10. Major residential development.*
11. Private garage or parking for more than three (3) cars or more than one (1) truck or other commercial vehicle.
12. Scientific research and development, including manufacturing, instruction and other activities clearly incidental thereto, at the maximum density of three (3) employees per acre of lot and with direct access to an arterial street, as defined by the Town of Southborough Planning Board.

*Special Permit from the Planning Board

C. PROHIBITED USES

All uses which are not listed above, legally non-conforming or otherwise allowable by the provisions of the Zoning Regulations are prohibited.

D. DEVELOPMENT STANDARDS

1. Minimum Lot Area: 50 acres.
2. Minimum Frontage: 500 feet.
3. Minimum Setbacks: Front: 150 feet.
Rear: 200 feet.
Other Street: 200 feet.
4. Maximum Height: 35 feet, 3 stories.
5. Maximum Floor Area Ratio: .40
6. Residential dwellings in the SP District must comply with the standards of the RA District.

174-8.09 WETLAND AND FLOODPLAIN DISTRICT

The Wetland and Floodplain (WFP) District is considered to be an overlay district, superimposed on other districts. Any uses permitted in the portions of other districts so overlaid are permitted and may be continued, but no new buildings, structures, earth relocation or excavation or fill shall be permitted, except as is otherwise specifically permitted in the Schedule of Use Regulations and except that dwellings, farm buildings and buildings and structures accessory thereto may be expanded in ground coverage by not more than twenty-five percent (25%) compared to the area covered by all buildings on a lot as of October 8, 1985. The expansion of accessory structures shall require a special permit from the Board of Appeals, as shall the relocation or new construction of ways and the alteration of watercourses, water bodies and dams. In Wetland and Floodplain Districts fill, earth relocation, new uses and structures or expansions thereof permissible in the underlying district may be permitted by the Board of Appeals by special permit upon referral to the Board of Health, Conservation Commission and Planning Board and a finding that the land is not subject to flooding or otherwise unsuitable for the proposed structures or uses and that, according to a certificate signed by a registered professional engineer, there will be no increase in one-hundred-year flood levels as a result of the special permit.

174-8.10 (CR) CRITICAL RESOURCE DISTRICT (Added 4/14/86 ATM, Art.38)

1. Purpose. The purpose of the Critical Resource District is to ensure that lands critical to the environmental quality of the Town of Southborough are not physically developed prior to consideration of alternatives to such development.

2. Regulations. Critical Resource Districts, as shown on the Zoning Map, shall be considered to be superimposed over any other district established in this chapter. Land in a Critical Resource District may be used as otherwise permitted in the underlying district, subject to the following.

   (a) No density bonuses as authorized under Section 174-13.2D shall be allowed for development within the Critical Resource District, but land within the district may be used to earn development bonuses for development to be located outside the district through transferring of development rights, as provided by Section 174-13.2D.

   (b) Submittals under Major Residential Development must include a flexible development proposal.

   (c) In acting on Major Residential Development proposals, if the Planning Board determines that neither the basic development proposal before it nor any submitted alternatives can adequately protect scenic views, habitats, fragile natural environments or other critical environmental resources, it shall grant a special permit only either:

      (1) Upon determination that nondevelopment alternatives for utilization of site value have been reasonably pursued and found to be infeasible, including transfer of development rights or sale of land or rights to the town or other organization having land preservation purposes; or

      (2) Upon imposition of a stipulation that no building permit is to be issued under the special permit and no site preparation is to take place until either one hundred twenty (120) days lapse from the date of approval, or a town meeting has earlier acted on a proposal for acquisition of fee or rights over part or all of the premises in question. (formally 174-13.3).

ARTICLE 44: To see if the Town will vote to accept as a public way Davis Road described on Plan entitled "Roadway Acceptance Plan of Land in Southborough, Mass." dated February 5, 1993, by Connorstone, Inc., Consulting Civil Engineers and Land Surveyors, 276 West Main Street, Northborough, MA. 01532, or do or act anything in relation thereto.

MOTION MADE: That the Town accept as a public way Davis Road described on plan entitled "Roadway Acceptance Plan of Land in Southborough, Mass." dated February 5, 1993, prepared by Connorstone, Inc., Consulting Civil Engineers and Land Surveyors, as laid out by the Board of Selectmen and on file with the Town Clerk, and described as follows:

Legal Description
Davis Road
Southborough, MA
Feb. 5, 1993

Beginning on the westerly side of Breakneck Hill Road at the southeasterly most point of Davis Road, at the land of Kaplan Management Inc. and W. Hampton Smith, at a concrete bound,

Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 47.81' to a concrete bound,
Thence turning and running N.70°08'00"W. 299.92' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 150.00', a distance of 245.63' to a concrete bound.
Thence turning and running S.16°02'30"W. 536.90' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 575.00', a distance of 149.16' to a drill hole set in ledge.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 56.76' to a concrete bound on the northerly side of Ashley Road.
Thence turning and running S.72°46'00"W. 125.23' along said Ashley Road to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 39.27' to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 635.00', a distance of 202.52' to a concrete bound.
Thence turning and running N.16°02'30"E. 536.90' to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 210.00', a distance of 343.89' to a ship spike set in a driveway.
Thence turning and running S.70°08'00"E. 321.47' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 37.15' to a drill hole set in a boulder on the westerly side of Breakneck Hill Road.
Thence turning and running along said Breakneck Hill Road on a curve to the left, having a radius of 365.61', a distance of 113.12' to the point of beginning.

The property is shown as Davis Road on a plan entitled Roadway Acceptance Plan of Land in Southborough, MA. by Connorstone Inc. The plan is prepared for Southborough Realty Trust, Lisa A. Pezzoni, Trustee. The plan is dated February 5, 1993 and is scaled at 1"=40'. The road is said to contain 83,369 s.f. as shown on said plan.

MOTION (as stated above) VOTED UNANIMOUSLY.

ARTICLE 45: To see if the Town will vote to accept as a public way Ashley Road described on plan entitled "Roadway Acceptence Plan of Land in Southborough, Mass." dated February 5, 1993, by Connorstone, Inc., Consulting Civil Engineers and Land Surveyors, 276 West Main Street, Northborough, MA. 01532, or do or act anything in relation thereto.

MOTION MADE: That the Town accept as a public way Ashley Road described on plan entitled "Roadway Acceptance Plan of Land in Southborough, Mass." dated February 5, 1993, prepared by Connorstone, Inc., Consulting Civil Engineers and Land Surveyors, as laid out by the Board of Selectmen and on file with the Town Clerk, and described as follows:

Legal Description
Ashley Road
Southborough, MA
Feb. 5, 1993

Beginning on the northerly side of Ashley Road at the southwesterly corner of Davis Road and at the land of Southborough Realty Trust at a concrete bound.

Thence turning and running N.72°46'00"E. 125.23' along said Davis Road to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 60.00', a distance of 269.30' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 40.40' to a concrete bound.
Thence turning and running S.72°46'00"W. 106.60' to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 525.00', a distance of 157.53' to a concrete bound.
Thence turning and running S.89°57'30"W. 99.97' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 275.00', a distance of 161.64' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 35.81' to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 75.00', a distance of 387.49' to a drill hole set in ledge.
Thence turning and running on a curve to the left, having a radius of 30.00', a distance of 26.63' to a concrete bound.
Thence turning and running on a curve to the right, having a radius of 325.00', a distance of 209.39' to a concrete bound.
Thence turning and running N.89°57'30"E. 99.97' to a concrete bound.
Thence turning and running on a curve to the left, having a radius of 475.00', a distance of 142.52' to a concrete bound.
Thence turning and running N.72°46'00"E. 69.12' to the point of beginning.

The property is shown as Ashley Road on a plan entitled Roadway Acceptance Plan of Land in Southborough, MA. by Connorstone Inc. The plan is prepared for Southborough Realty Trust, Lisa A. Pezzoni, Trustee. The plan is dated February 5, 1993 and is scaled at 1"=40'. The road is said to contain 59,338 s.f. as shown on said plan.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 46: To see if the Town will amend Section 1 (c) of the Regional Agreement and replace with the following:

(c). Effective the first biennial election after the amendment of this Agreement, five (5) members of the Committee from Southborough and five (5) members of the Committee from Northborough will be elected in District-wide elections to be held at the biennial State election in accordance with Massachusetts General Laws Chapter 14D;

and amend Section 1 (e) of the Regional Agreement and replace with the following:

(e) If a vacancy occurs on the Committee, the local School Committee may appoint a member to serve until the next biennial election.

,or do or act anything in relation thereto.

MOTION: (as stated in the words of the ARTICLE) PASSED by MAJORITY VOTE.

ARTICLE 47: To see if the Town will vote to raise and appropriate, or transfer from available funds and appropriate, a sum of money to be deposited in the Stabilization Fund to be held and administered in accordance with the provisions of M.G.L. Chapter 40, Section 5B, or do or act anything in relation thereto.

MOTION MADE: That the Town Transfer from Free Cash the sum of $300,000.00 to be deposited in the Stabilization Fund to be held and administered in accordance with the provisions of M.G.L. Chapter 40, Section 5B.

MOTION: (as stated above) VOTED UNANIMOUSLY.

ARTICLE 48: To see if the Town will authorize the Board of Assessors to use free cash in the town Treasury, and if so, what sum for the purpose of reducing the amount to be raised and appropriated and assessed as taxes in the fiscal year beginning July 1, 1993 and ending June 30, 1994, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

At 11:05 P.M. on Tuesday, April 13, 1993 it was Moved and Unanimously Voted to DISSOLVE the Annual Town Meeting of April 12, 1993 and the Adjourned Session of April 13, 1993.

A true copy:
Attest: Paul J Berry

PAUL J. BERRY, TOWN CLERK

At the Special Town Meeting duly called and held in the A.S. Woodward Memorial School, Southborough, MA. on Wednesday, August 18, 1993 at 7:30 P.M. the following Articles were voted upon in a legal manner. There was a quorum present, (150 Voters=quorum): (306) Voters were present).

Checkers: Janet M. E. Mattioli, Lidia A. Kiley, Susanne S. Dumont, Lois W. Denman

The Meeting was called to order at (7:48 P.M.) by Town Moderator, John H. Wilson.

The following Tellers were appointed by Moderator Wilson and sworn-in by Town Clerk, Paul J. Berry:

Phyllis Kooyoomjian	17 Pinecone Lane
Carl Kooyoomjian	17 Pinecone Lane
James A. McCaw	6 Stub Toe Lane
James F. Gunning	8 Tara Road

Moderator Wilson had requests from the following non-registered Voters to attend the Special Town Meeting:

Bob Tremblay, Middlesex News.
Carlene Hempel, Middlesex News.

There being no objections from the floor it was voted to allow the above non-voters to remain.

The boundaries of the Hall were outlined by the Moderator.

Moderator Wilson noted the receipt of the return of the POSTING of the Warrant for the Special Town Meeting by the Constable.

It was Voted Unanimously to waive the Reading of the Warrant.

ARTICLE 1: To see if the Town will vote to raise and appropriate an amount of money as its share of the Assabet Valley Regional Vocational School District's budget assessment for fiscal year 1994 beginning July 1, 1993 and ending June 30, 1994, or do or act anything in relation thereto.

MOTION MADE: To POSTPONE INDEFINITELY.

VOTED UNANIMOUSLY: To POSTPONE INDEFINITELY.

ARTICLE 2: To see if the Town will vote to transfer from available funds and appropriate and/or borrow and appropriate the sum of $200,000.00 for the purpose of purchasing land owned by Albert J. Phillips, Middle Road, Southborough, Massachusetts, or do or act anything in relation thereto.

MOTION MADE: That the Town borrow and appropriate the sum of $200,000.00 for the purpose of purchasing land on Middle Road owned by Albert J. Phillips and Bernice V. Phillips, said parcel of land containing 9.46 acres or 412,078 square feet, more or less, and more fully described (see attached deed filed in the Worcester District Registry of Deeds, Book 2778, Page 575-576) as follows:

> Beginning at the southwesterly corner thereof at Middle Road and at land of the B. and W. Street Railway Co., thence easterly by land of said Company 30 rods, more or less, to land formerly of B.H. Fay; thence northerly by last named land 30 rods, more or less, to land late of Samuel A. Fay: thence westerly about 20 rods by last named land to said road; thence on said Road southerly about 5 rods and westerly about 8 rods to the point of beginning.
>
> Meaning hereby to convey and hereby conveying the premises described in a deed from Mary A. Fay to us, dated May 28, 1940, and to be herewith recorded, together with such rights in and to Hyde Street, so called as granted in said deed.

The specific uses of this property to be determined at a future Town Meeting. (2/3 vote required)

MOTION: (as stated above) PASSED by the following HAND COUNT VOTE:
YES: 270
NO: 15.

At (8:29 P.M.) on Wednesday, August 18, 1993 it was MOVED and UNANIMOUSLY VOTED to DISSOLVE the Special Town Meeting of August 18, 1993.

A true copy:
Attest: _____
PAUL J. BERRY, TOWN CLERK

(TOWN SEAL)